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(12) **United States Patent**  
**Rosichan**

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(54) **CONTROL OF TARGETED TURNOVER OF KEY ETHYLENE HORMONE SIGNALING PATHWAY PROTEINS TO MODULATE ETHYLENE SENSITIVITY IN PLANTS**

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Qiao et al, Genes & Development, published online Feb. 12, 2008 (cited in the IDS filed Nov. 16, 2011).\*

(22) PCT Filed: **Mar. 2, 2010**

Czarny et al, Biotechnology Advances, Jul. 1, 2006, vol. 24, pp. 410-419 (cited in the IDS filed Aug. 28, 2014).\*

(86) PCT No.: **PCT/US2010/025872**

§ 371 (c)(1),  
(2), (4) Date: **Sep. 6, 2011**

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(87) PCT Pub. No.: **WO2010/101884**

PCT Pub. Date: **Sep. 10, 2010**

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(Continued)

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(74) Attorney, Agent, or Firm — Howson & Howson LLP

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(51) **Int. Cl.**  
**C12N 15/82** (2006.01)

(52) **U.S. Cl.**  
CPC ..... **C12N 15/8291** (2013.01); **C12N 15/8216** (2013.01); **C12N 15/8217** (2013.01); **C12N 15/8238** (2013.01); **C12N 15/8249** (2013.01); **C12N 15/8261** (2013.01); **C12N 15/8266** (2013.01); **C12N 15/8267** (2013.01)

(58) **Field of Classification Search**  
None  
See application file for complete search history.

(57) **ABSTRACT**

A gene expression system for controllable expression of ethylene response in a plant cell includes an activation cassette comprising a DNA-binding domain that recognizes a response element; an ecdysone receptor ligand binding domain; and an activation domain; and a target cassette comprising an inducible promoter, which comprises, in operative association, the response element and a minimal promoter responsive to the activation domain. The inducible promoter controls the expression of a nucleic acid sequence that encodes a selected regulatory protein that modifies sensitivity to ethylene of certain signal proteins in the plant. Interaction among the components of the activation cassette and target cassette, when in a plant cell, in the presence of an inducing composition, increases expression of the selected regulatory protein, and in turn decreases expression and accumulation of the signal protein in the plant, thereby and decreasing ethylene sensitivity in the plant cell. This increase in the expression of the regulatory protein, particularly in the presence of ethylene, is controlled by the timing, the concentration and the duration of the application of the inducing composition. Transgenic plant cells, tissues, organs and entire plants are provided, which in the presence of the inducing composition control ethylene sensitivity. Ethylene sensitivity and/or ethylene production in such transgenic plants and tissues may be controlled for purposes of manipulating ripening, flower senescence and other ethylene sensitive functions of the plant.

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Fig. 1

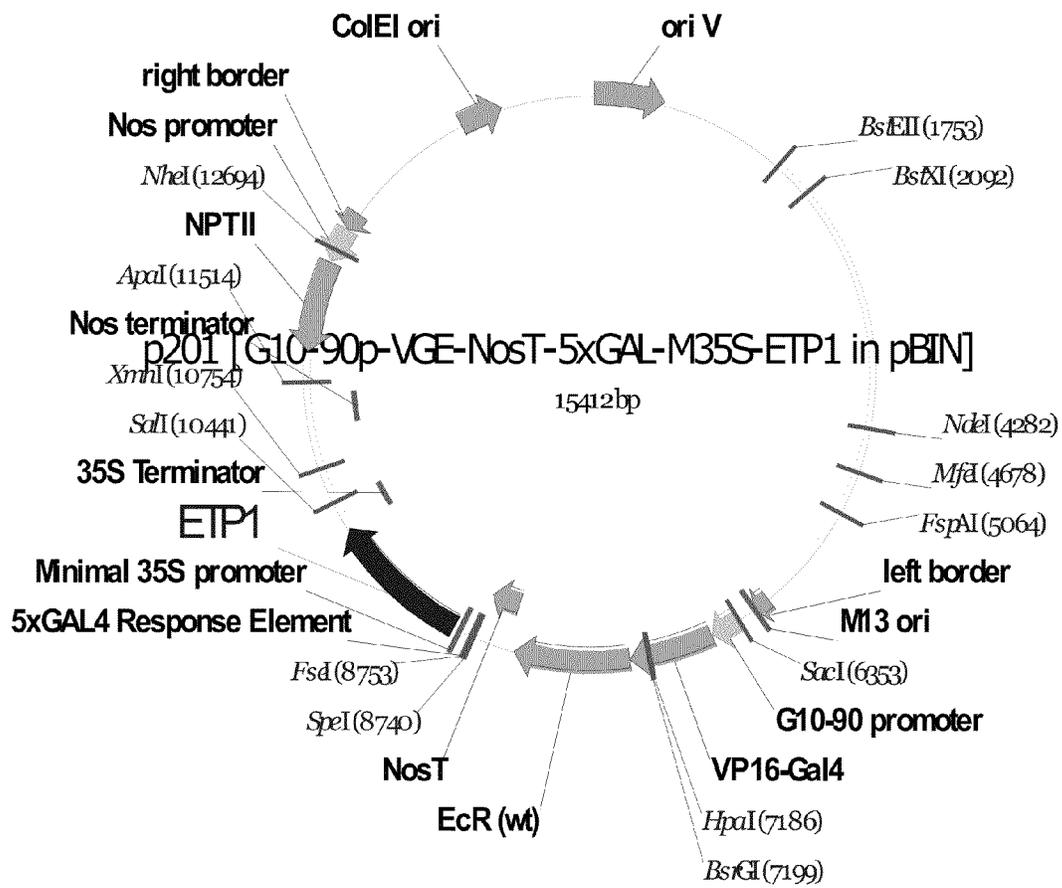


Fig. 2

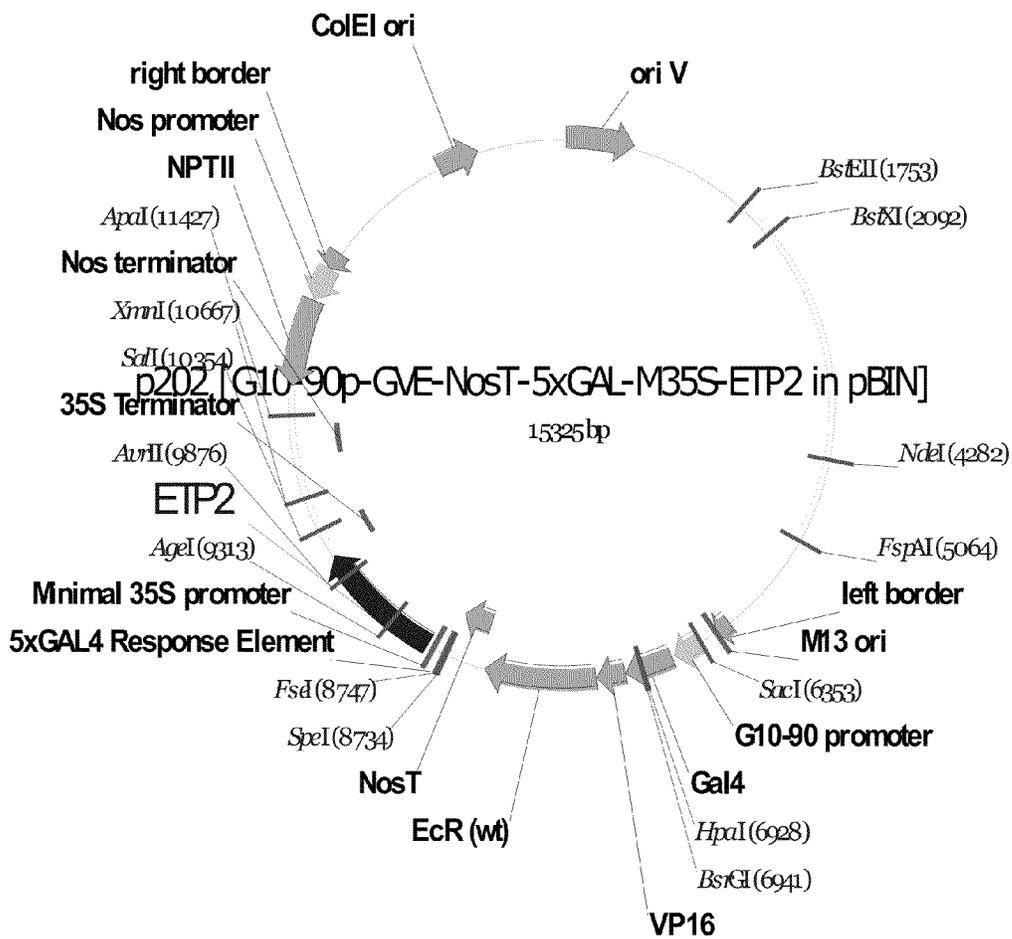


Fig. 3A

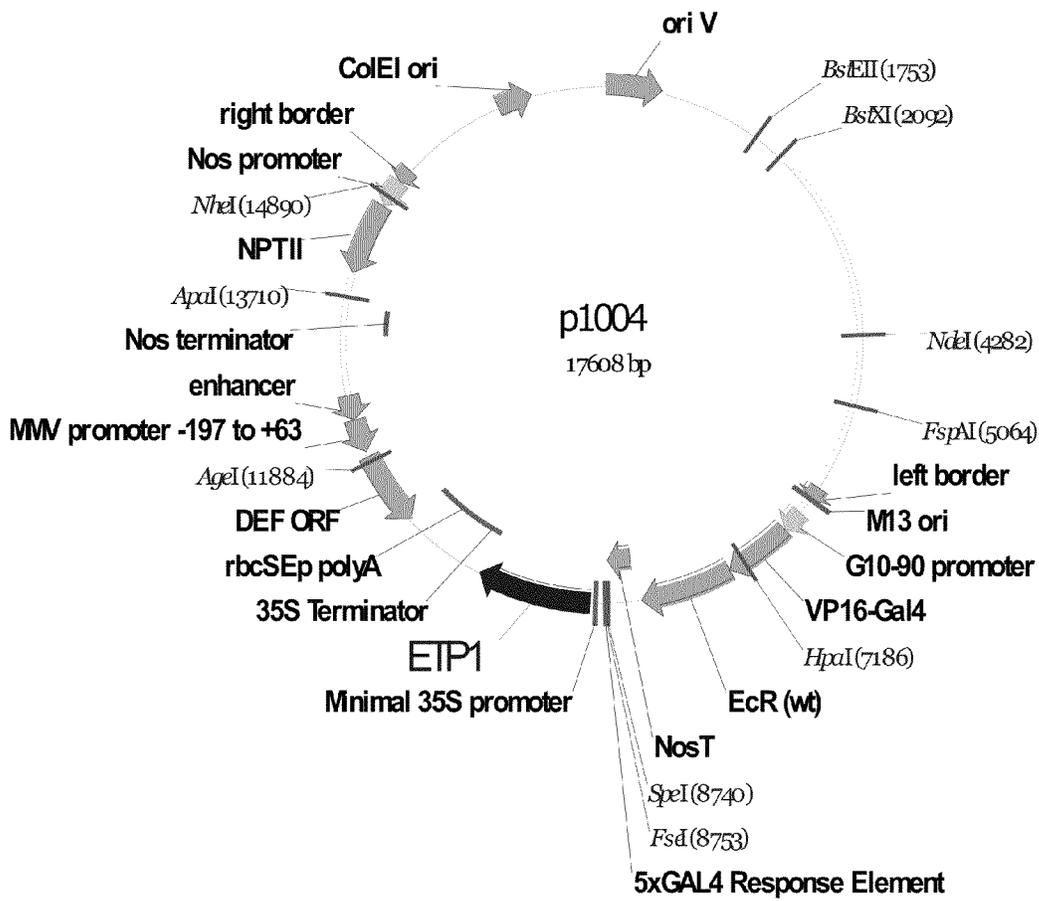




Fig. 3C

```

7401 TGAAGCGGAA AGAGAAGAAA GCACAGAAGG AGAAGGACAA ACTGGCTGTC AGCACGACGA CCGTGGACGA CCACATGCCG CCCATTATGC AGTGTGAACC
    Ecr (wt)
7501 TCCACCTCCT GAAGCAGCAA GGATTCACGA AGTGGTCCCA AGGTTTCTCT CCGACAAGCT GTTGGTGACA AACCGGCAGA AAAACATCCC CCAGTTGACA
    Ecr (wt)
7601 GCCAACCCAGC AGTTCCTTAT CGCCAGGCTC ATCTGGTACC AGGACGGGTA CGAGCAGCCT TCTGATGAAG ATTTGAAGAG GATTACGCAG ACGTGGCAGC
    Ecr (wt)
7701 AAGCGGACGA TGAAAACGAA GAGTCGGACA CTCCCTCCG CCAGATCACA GAGATGACTA TCCTCACGGT CCAACTTATC GTGGAGTTCG CGAAGGGATT
    Ecr (wt)
7801 GCCAGGGTTC GCCAAGATCT CGCAGCCTGA TCAAATTAGG CTGGCTAAGG CTGGCTGAAG TGAGGTAATG ATGCTCCGAG TCGCGCGACG ATACGATGCG
    Ecr (wt)
7901 GCCTCCGACA GTGTTCTGTT CGCGAACAA CAAAGGTACA CTCGGGACAA CTACCGCAAG GCTGGCATGG CCTACGTCAI CGAGGATCTA CTGCACCTCT
    Ecr (wt)
8001 GCCGGTGCAT GTAICTATG GCGTTGGACA AGATCCAITA CGCGGTGCTC ACGGCTGTGG TCATCTTTTC TGACCGGCCA GGGTTGGAGC AGCCGCAACT
    Ecr (wt)
8101 GGTGGAAGAG ATCCAGCGGT ACTACCTGAA TAGGCTCCGC ATCTATATCC TGAACCCAGCT GAGCGGGTGC GCGCGTTCGT CCGTCATATA CGGCAAGATC
    Ecr (wt)
8201 CTCTCAATCC TCTCTGAGCT ACGCACGCTC GGCATGCAAA ACTCCAACAT GTGCATCTCC CTCAGACTCA AGAACAGAAA GCTGCCGCCCT TTCCTCGAGG
    Ecr (wt)
8301 AGATCTGGGA TGTGGGGAC ATGTCGCACA CCCAACCGCC GCCATCTCTC GAGTCCCCCA CGAATCTCTA GCCCCTGGCG GCACGCATCG CCGATGCCCG
    Nost
8401 GTCCGGCCGC GCTGCTCTGA GAATTCGATA TCAAAGCTTCT AGACCCGGGC TGCAGAGATC TACGCGTTAA GCTTAATTC CGATCGTTCA AACATTGGC
    Nost
8501 AATAAAGTTT CTTAAGATTG AATCCTGTTG CCGGTCTTTC GATGATTATC ATATAATTC TGTTGAATTA CGTTAAGCAT GTAATAATTA ACATGTAATG
    Nost

```



Fig. 3E

```

9701 AAGGTATGAA ATTTGAGTA TTTCCGCCGT TAGAGGAGGA GAGAATCTTT CTCTGTGTT GCAGCTCGAT TTTGAATCTA AGACTGAGAT ATGGGTGACC
ETP1
9801 AATAAGATTG ATGACACCAC CACCAAGGA GCAGCAGTCT CTGGACCAA GGTCCCTAGCA TTTGATTTAA GCCCTGATCT TCAATTAATTT TCGGAGGAGG
ETP1
9901 TAAATTTTTT GCTTGACGAG GATAAGAAAG TCGCTGTGTG TGTGAGAGA TGGTTGGAAC CGCAAGAGCA CCACAGGTAC CAGTGCAGGA GAGAGTACAA
ETP1
10001 GATCACCGAC AAGATATACA TTCTCGGGA GGATAATAAA GTCGATGAAG TAGGTTCTGG AGAGGGAGAG GCTACAGATT CACTTGAAGG AATTTGCAA
ETP1
10101 GTTATTCTCA ATTACGCTCC AAGTTTGGTC CAAATCGAGC AAGCCGGAGG AGGCAAAACA AAAAGAGGTG AGACTAAGC GGCCGCTAGG GCAATGCTAG
35S Terminator
10201 AAGTCCGCAA AAATCACCAG TCTCTCTCTA CAAATCTATC TCTCTCTATT TTTCTCCAGA ATAATGTGTG AGTAGTTCCC AGATAAGGGA ATTAGGGTTC
35S Terminator
10301 TTATAGGGTT TCGCTCATGT GTTGAGCATA TAAGAAACCC TTAGTATGTA TTTGTAFTTG TAAAATACTT CTATCAATAA AATTTCTAAT TCCTA AAAACC
35S Terminator
10401 AAAATCCAGT GACTGCAGC ATGCAAGCTT ATCGATAACG TCGACGATTG ATGCATGTTG TCAATCAATT GGCAAGTCAT AAAATGCATT AAAAAATATT
rbcSep polyA
10501 TTCATACTCA ACTACAATC CATGAGTATA ACTATAATTA TAAAGCAATG ATTAGAATCT GACAAGGATTT CTGGAATAAT ACATAAAGGA AAGTTCATAA
rbcSep polyA
10601 ATGCTAAAA CACAAGAGGA CATACTTGTA TTCAGTAACA TTTCAGCTT TTCTAGGCTT GAAAAATATAT TTGTTGCCTA GTGAATAAGC ATATGTTAC
rbcSep polyA
10701 AACTACAAGT GTTTTACTCC TCATATTAAC TTCGGTCAAT AGAGGCCACG ATTTCACACA TTTTTACTCA AAACAAAATG TTTGCATATC TCATTATAAT

```



Fig. 3G

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DEF ORF
11901 GAGAGTGGTG GAGCTTGGAG GAAGCAGTTA CAGACGGCTC CCAATGGTGA AGTATTGAA AGAAATTAAG ATCCGCTCGA GGATCCAAGC
DEF ORF
12001 TTAGATGAGA GATTTGAT CCGATTTGA TTTCGATTCC GATTTGATT TCGATTGATC TCCTCCTTCT GATTTGTGTT CCTTATATAA GGAATTTCTT
MMV promoter -197 to +63
12101 GTGGATTAG ACGTCAIGGC TTACGTCATT TCCTTCGTCC TCTTGCTCAC TGATTGAGCT GTGACTGGAG GGACCACTGG AAGATGCTTC ACTAATTTTC
MMV promoter -197 to +63
12201 TTAGTGGAG GACCGGCTC ACATGCTTCA CACAAGTGGC TCTCGGCAT CATCTTTTT AGCTTTTGAC AAAGCAATGT TTTAGTGGTG GCTCCACATC
MMV promoter -197 to +63
12301 TTATCTTCAA CATTATTATC TTATCTTCAA AGCAGGATAA CATGTTGATG TCTGTGGACC AAGTTGGAT TAGACGTCAT GGCTTACGTC ATTTCTTTCG
MMV promoter -197 to +63
12401 TCCTGTGCT CACTGATTCA GCTGTGAGTG GAGGACCCAC TCGAAGATGC TTCACTAATT TTCTTAGTGG AGGACCGGC TTCTCATGCT TCACACAAGT
enhancer
12501 GGCIGTCGGG CATCATCTTT TTAGCTTTT GACAAAGCAA TGTTTTAGTG GGGGCTCCCA CTCCTTATCTT CAACATTAAT ATCTTATCTT CAAAGGACGA
enhancer
12601 TAAGATGTTG ATGTCTGTGG ACGAAGTTGA CGAATTTTGA CCTGCAGGCA TGGCAAGCTTG GCGTAATCAT GGTCATAGCT GTTTCCTGTG TGAAATTTGT
enhancer
12701 ATCCGCTCAC AATTCACAC AACATACGAG CCGGAAGCAT AAAGTGTAAG CCTTGGGGTG CCTAATGAGT GAGCTAATC ACATTAATG CGTTGGCTC
12801 ACTGCCGCT TTCAGTCGG GAAACCTGTC GTGCCAGCTG CATTAATGAA TCGGCCAACG CGCGGGAGA GCGGGTTGC GTATTGGGC AAAGACAAAA
12901 GGGCGACATT CAACCGATTG AGGAGGGA GGTAAATATT GACGGAAATTT APTCATAAA GGTGAATAT CACCGTACC GACTTGAGC ATTTGGGAA
13001 TAGAGCCAGC AAAATACCA GTAGACCAT TACCATTAGC AAGGCCGAA ACGTACCAA TGAACCATC GATAGCAGA CCGTAATCAG TAGCCACAGA
13101 ATCAAGTTG CTTTAGGCT CAGACTGTAG CCGCTTTTCA TCGCATTTT CCGTACATAG CCCCTTATTA CCGTTTCCCA TCTTTTATA ATCAAAATCA
13201 CCGGAACCAG AGCCACCACC GGAACCCCT CCTCAGAG CCGCACCTC AGAACCCCA CCTCAGAGC CACCCACCTC AGAGCCGCA CCAGAACCAC
13301 CACCAGACC GCGGCCAGCA TTGACAGGAG GCCCCATCTA GTAACATAGA TGACACCGCG CGCGATAATT TATCCTAGTT TGCGGCTAT ATTTTGTGTT

```





Fig. 4A

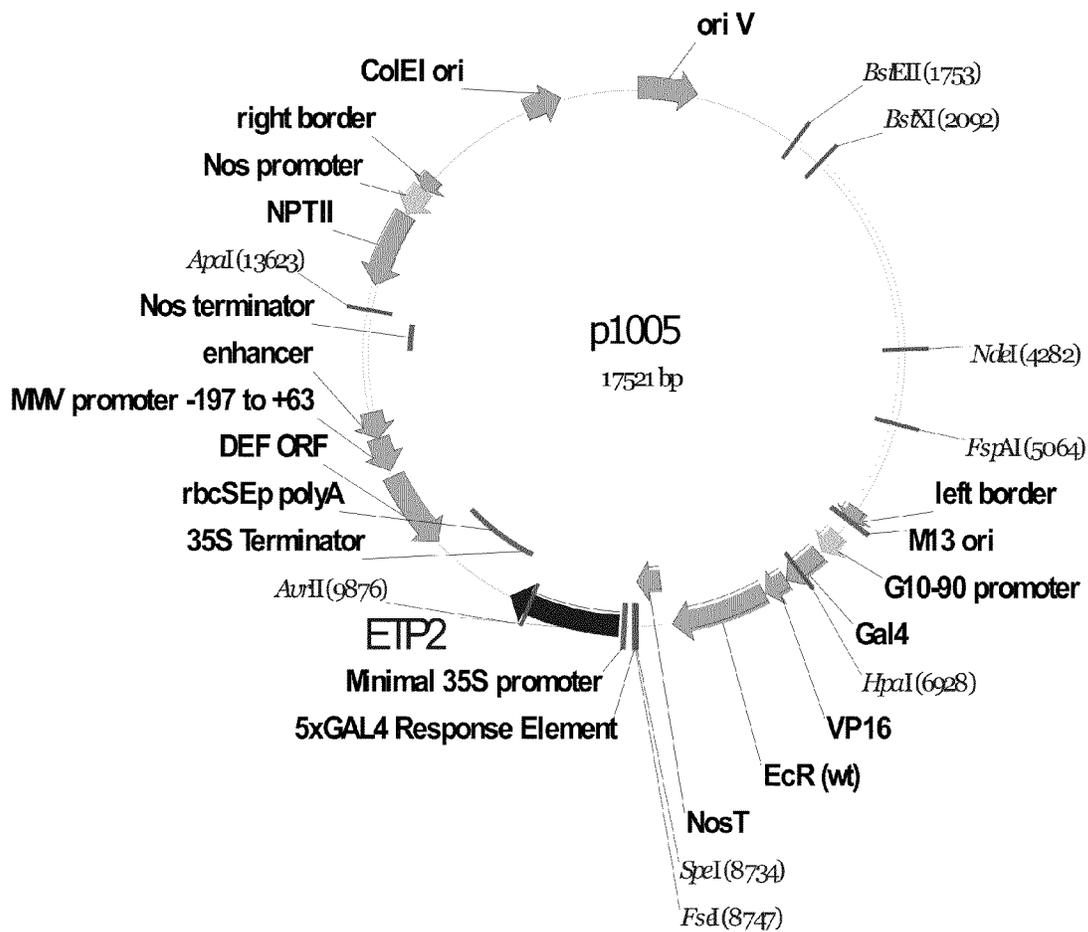


Fig. 4B

```

G10-90 promoter
6301 ~~~~~
    ATAGTT TAAACTGAAG GCGGGAACG ~~~~~
    G10-90 promoter
6401 ~~~~~
    ACAATCTGAT CCAAGCTCAA GCTAAGCTTG CATGCCCTGCA GGATATCGTG GATCCAAGCT TGCCACGTGC CGCCACGTGC CGCCACGTGC
    G10-90 promoter
6501 ~~~~~
    CTCFAGAGGA TCCAATCTCCA CTCGACGTAAG GGATGACGCA CAATCCCCTTCC TCTATAATAAG GAAGTTCAAT TCAATTTGGAG
    G10-90 promoter
6601 ~~~~~
    AGGACACGCT GGGATCCCCA CCATGGATCC GCCACCATGC TAGCCCCACCA TGAAGCTACT GTCTTCTATC GAACAAGCAT GCGATATTG CCGACTTAAA
    Gal4
6701 ~~~~~
    AAGCTCAAGT GCTCCAAAAGA AAAACCGAAG TGCCTCAAGT GCTGGAAGAA CAACTGGGAG TGTGCTACT CTCCAAAAC CAAAAGTCT CCGCTGACTA
    Gal4
6801 ~~~~~
    GGGCACATCT GACAGAAGTG GAATCAAGGC TAGAAAAGACT GGAACAGCTA TTCTACTGA TTTTTCCTCG AGAAGACCTT GACATGATTT TGA AAAATGGA
    Gal4
    HpaI
6901 ~~~~~
    TTCTTTACAG GATATAAAAG CATGTTTAC AGGATTATTT GTACAAGATA ATGTGAATAA AGATGCCGTC ACAGATAGAT TGGCTTCACT GGAGACTGAT
    VP16
    Gal4
7001 ~~~~~
    ATGCCCTCTAA CATTGAGACA GCATPAGAATA AGTGGGACAT CATCATCGGA AGAGAGTAGT AACAAAGGTC AAAGACAGTT GACTGTATCC ATGGCCCCC
    VP16
7101 ~~~~~
    CGACCGAATG CAGCCTGGGG GACGAACTCC ACTTAGACGG CGAGGACGTG GCGATGGCG ATGCCGACGC GCTAGACGAT TTCGATCTGG ACAATGTTGG
    VP16
7201 ~~~~~
    GGACGGGGAT TCCCAGGTC CCGGATTTAC CCCCCACGAC TCCGCCCCCT ACGGGCTCT GATATGGCC GACTTCGAGT TTGAGCAGAT GTTTACCGAT

```



Fig. 4D

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      Nost
8501 GTTCTTAAG AATGAATCCT GTTCCGGTC TTGGCATGAT TATCAFAAATA TTTCTGTGA ATTACGTTAA GCATGTAATA ATTAACAATG AATGCATGAC
      Nost
8601 GTTATTTATG AGATGGGTTT TTATGATTAG AGTCCGCAA TTATACATTT AATACGGAT AGAAAACAAA ATATAGCGG CAAACTAGGA TAAATTAATCG
      Nost
      SpeI      FseI
8701 CGCGCGGTGT CATCTATGTT ACTAGATCGG GGACTAGTAA GGCCGGCCGC TTGGATCCGC TCGGAGGACA GTACTCCGCT CGGAGGACAG TACTCCGCTC
      5xGAL4 Response Element
      Minimal 35S promoter
8801 GGAGGACAGT ACTCCGCTCG AGGACAGTAC TCCGCTCGGA GGACACTACT CCGATCCGTC AGATCTGCAA GACCCITCCT CTATAATAAGG AAGTTCAATTT
      Minimal 35S promoter
      ETP2
8901 CATTGGAGA GGACAGGCTG AACCATGAAG ACAATACAGG AGCAGCTCC AAATGACTTG GTAGAGGAGA TACTCTGTG CGTCCGGCA ACATCTCTGA
      ETP2
9001 GACGTTTACG ATCGACTTGC AAAGCATGGA ACCGTTTATT CAAAGGTGAT CGGATATTAG CAAGTAAGCA TTTTGAAAAA TCCGCAAAAC AGTTTAGATC
      ETP2
9101 TCTATCGTTA AGGAATGATT ACAGGATTTT TCCGATTAGC TTCAATCTCC ATGGAATAG TCCATCTCTA GAGTTAAAA GTGAGCTAAT CGATCCTCAT
      ETP2
9201 TCTAAGAATT CAGCTGCTCC ATTCCAAATA TCTCGACTCA TTCACTGTGA GGGATTGTTG TTGTGCTCCT CCCAATTGGA CGAATCTAGA GTCGTGGTTT
      ETP2
9301 GGAATCCTTT AACCGGTGAA ACCAGGTGGA TCAGAACCGG CGATTTTCGC CAAAAAGGC GTAGCTTTGA TGTCGGGTAC TACTACCAA AAGACAAGAG
      ETP2
9401 ATCCTGGATC AAGACTACA AACCTGTG CTATTATCGT GGTACCAAT ATTTTGAAT CTACGATTTT GACTCTGATT CATGGAGGAT TCTTGATGAT
      ETP2
9501 ATTATCGCTC CACGGGGGAG TATTGGATAC TCGGAACTTA GCGTGTCTCT GAAAGGAAT ACTTACTGTT TCGCTAAAG TGTACAGAA GAGCGGCCCC

```





Fig. 4G

DEF ORF

11901 CGAGGATCCA AGCTTAGATG AGAGATTTCG ATTCCGATTT TGAATTCGAT TCCGATTTG AATTCGATTG AITCTTTCCT TCTGATTTGT GTTCCTTATA  
 ~~~~~

MMV promoter -197 to +63

12001 TAAGGAAAAT CTTGTGGGAT TAGACGTCAAT GGCTTACGTC AATTCCTTCG TCCGTGTGCT CACTGATTGA GCTGTGAGTG GAGGGACCAC TGGAAAGATG  
 ~~~~~

MMV promoter -197 to +63

12101 TTCACTAAAT TTCTTAGTGG AGGGACCGGC TTCACATGCT TCACACAAGT GGCTGTCCGG CACTCATCTTT TTATAGCTTTT GACAAAAGCAA TGTTTTAGTG  
 ~~~~~

MMV promoter -197 to +63

12201 GTGGCTCCCA CTCATTATCTT CAACATTATT ATCTTATCTT CAAAGGACGA TAAGATGTTG ATGCTGTGG ACGAAGTTGG GATTAGACGT CATGGCTTAC  
 ~~~~~

MMV promoter -197 to +63

12301 GTCATTTTCT TCGTCTGTG GCTCACTGAT TGACTGTGA GTGGAGGAC CACTGGAAGA TCGTTCACTA ATTTTCTTAG TGGAGGGACC GCCTTCTCAT  
 ~~~~~  
 enhancer

12401 GCITTCACACA AGTGGTGTG GGGCATCATC TTTTITTAGCT TTTGACAAAG CAATGTTTA GTGGGGGCTC CCACTCTTAT CTTCAACATT ATTATCTTAT  
 ~~~~~  
 enhancer

12501 CTTCAAAGGA CGAHAAGATG TTGATCTCTG TGGACGAAGT TGACCAATTT CGACCTGCAG GCATGCAAGC TTGGCGTAAT CATGGTCAAT CCTGTTTCTT  
 ~~~~~  
 enhancer

12601 GTGTGAAAAT GTTATCCGCT CACAAATCCA CACAAATAC GAGCCGGAAG CATAAAGTGT AAAGCCTGGG GTGCCTAATG AGTGAGCTAA CTCACATTAA  
 12701 TTGCGTGGC CTCACTGCC CTTTCCAGT CGGAAACCTT GTCGTGCCAG CTGCATTAAT GAATCGGCCA ACGCGCGGGG AGAGCGGTTT TCGGTATTGG  
 12801 GCCAAAGACA AAAGCGGAC ATTCAACCGA TTGAGGGAGG GAAGTAAAT ATTGACGGAA ATATTTCATT AAAGGTGAAT TATCACCGTC ACCGACTTGA  
 12901 GCCATTTGGG AATTAGAGCC AGCAAATCA CCAGTAGCAC CATTACCATT AGCAAGGCCG GAAACGTAC CAATGAAACC ATCGATAGCA GCACCCGTAAT  
 13001 CAGTAGCGAC AGAATCAAGT TTGCCTTTAG CGTICAGACTG TAGCCGTTTT TCATCGGCAT TTTCGGTCAAT AGCCCCCTTA TTAGCGTTTG CCACTTTTTC  
 13101 ATAATCAAAA TCACCGGAAC CAGAGCCACC ACCGGAACCG CCTCCCTCAG AGCGGCCACC CTCAGAACCG CCACCCCTCAG AGCCACCACC CTCAGAGCCG  
 13201 CCACCAGAAC CACCACCAGA GCCCGGCCA GCATTTGACAG GAGGCCCGAT CTAGTAAACAT AGATGACACC GCGCGCGGATA ATTTATCCTA GTTTGGCGGC  
 ~~~~~

Nos terminator

13301 TATATTTTGT TTTCTATCGC GTATTAATG TATAAATGCG GGACTCTAAT CAFAAAAACC CACTTCATAA ATAACGTCAAT GCATTACATG TTAATTAITA  
 ~~~~~

Nos terminator

13401 CATGCTTAAC GTAATTCAAC AGAAATATA TGATAATCAT CGCAAGACCG GCAACAGGAT TCAATCTTAA GAAACTTAT TGCCAAATGT TTGAACGATC  
 ~~~~~



Fig. 4I

Nos promoter  
 14801 TGCTAGCTGA TAGTGACCTT AGGCGACTTT TGAACGGCGCA ATAATGGTTT CTGACGTATG TGCTTAGCIC ATTAAACTCC AGAAACCCGC GGCTGAGTGG  
 ~~~~~  
 Nos promoter  
 14901 CTCCTTCAAC GTTGGGGTTC TGTGAGTTCC AAACGTAAAA CGGCTTGTCC CGCGTCATCG GCGGGGGTCA TAACGTGACT CCCTTAATC TCCGCTCATG  
 ~~~~~  
 Nos promoter

15001 ATC  
 ~~~  
 ...

1

**CONTROL OF TARGETED TURNOVER OF  
KEY ETHYLENE HORMONE SIGNALING  
PATHWAY PROTEINS TO MODULATE  
ETHYLENE SENSITIVITY IN PLANTS**

**BACKGROUND OF THE INVENTION**

The phytohormone ethylene is a signaling molecule that regulates numerous physiological processes throughout the life cycle of plants, including responses during germination, flower and fruit development, as well as the response of the plants to a variety of environmental stressors, such as drought, heat, excessive salinity, and disease (see, e.g., Chen et al, 2005, *Annals of Botany*, 95:901-915; Czarny et al, 2006 *Bio-technol. Adv.*, 24:410-419). Ethylene biosynthesis pathways and signaling/regulatory pathways and networks are well described. For example, see FIGS. 1 and 2 in Wang et al, "Ethylene Biosynthesis and Signaling Networks", in *The Plant Cell*, 2002 (Eds. American Society of Plant Biologists) pages S131-S151.

Several key steps in the ethylene signal transduction pathway are highly regulated in plants. For both EIN2 (ETHYLENE-INSENSITIVE2) and EIN3 (ETHYLENE INSENSITIVE3) proteins, their expression is induced by ethylene, which leads to an increased ethylene response. In addition, both EIN2 and EIN3 proteins are targeted for turnover by ETP1 (EIN2 TARGETING PROTEIN1) and ETP2 (EIN2 TARGETING PROTEIN2) or EBF1 (EIN3-BINDING F-BOX PROTEIN1) and EBF2 (EIN3-BINDING F-BOX PROTEIN2) respectively. The turnover of these key response signaling proteins helps to maintain plants in a repressed or "off" state in the absence of the hormone ethylene. Constitutive overexpression of ETP1 or ETP2 (Qiao et al., *Genes Dev.*, 2009 Feb. 15; 23(4):512-21 (published on-line Feb. 4, 2009) or EBF1 or EBF2 (Guo and Ecker, 2003 *Cell*, 115:667-677) in transgenic *Arabidopsis* resulted in partial ethylene-insensitivity and reduced accumulation of EIN2 or EIN3 protein respectively.

Commercially, a common way to regulate ethylene response in plants, including fruits and vegetables and flowers, involves the application of a chemical to the plant, fruit, flower or vegetable, such as, for example 1-methylcyclopropane (1-MCP; AgroFresh, Inc.). 1-MCP is a compound that is used as a plant growth regulator that prevents ethylene from attaching to its receptors in plant tissues. Its application thereby increases the ethylene insensitivity of the plant. The temporary ablation of ethylene sensitivity can increase the plants' resistance or tolerance to stress, delay ripening, senescence, or flowering, among other commercially valuable manipulations of plant growth.

More recently, proposals to transform plant cells genetically with modified ethylene response receptors or other proteins involved in the ethylene response in plants have been suggested, such as in e.g., U.S. Pat. No. 6,294,716; US Patent Application Publication Nos. 2006/0200875, 2005/0066389, 2005/0060772 and 2004/0128719, among others. Such systems are directed to expression of a variety of mutated genes in the ethylene pathways. These systems generally employ a variety of suggested promoters to drive expression of the proteins, including constitutive promoters and tissue-specific promoters.

While the use of chemically regulated gene expression systems have been proposed for use in plants generally (M. Padidim, 2003 *Curr. Opin Plant Biol.*, 6(2):169-77), many such systems are experimental only, or have been reported to have certain disadvantages. Among these disadvantages are the use of toxic or volatile inducers, low induction levels, poor

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translocation/movement in the plant, a slow ability to "turn-off" the expression of the gene or insufficient specificity to an inducer that is non-toxic to plants, among other issues. Such gene expression systems are not universally useful in all plants and selection of the operable components and their assembly is often challenging.

In the examples of the prior art, expression of the ethylene pathway genes is typically always on in all tissues and parts of the plant or is always on in specific tissues of the plant. However, tissue-specific promoters or low level constitutive promoters can be leaky or induced by an undesirable inducer. Such conventional promoters do not permit tight regulation of hormonal expression in the plant. The timing, duration and level of expression of the ethylene pathway genes are critical for normal physiological function. The induction of ethylene insensitivity at will and for a determined period of time has not been successfully demonstrated by the prior art.

There remains a need in the art for compositions and methods that permit controllable temporal regulation of ethylene sensitivity. This is particularly important for a gene product the expression of which is directly induced by the presence of ethylene. Such compositions and methods are needed for safe and effective use in agricultural crops and foodstuffs, as well as in other plants.

**BRIEF DESCRIPTION OF THE DRAWINGS**

FIG. 1 is a schematic of an example of a plasmid designated p201 carrying both an activation cassette and a target cassette of the gene expression system (G10-90p-VGE-NosT-5xGAL-M35S-ETP1-35ST) with the components of the cassettes identified as disclosed in Example 1 and in SEQ ID NO: 1, and the cleavage sites identified by nucleic acid position in parentheses. The cassette portions of this plasmid are reported in SEQ ID NO: 1. The commercially available plasmid backbone is not provided in the sequence listing or figures, as it may be readily replaced with other plasmid backbones.

FIG. 2 is a schematic of an example of a plasmid designated p202, which contains both an activation cassette and target cassette (G10-90p-GVE-NosT-5xGAL-M35S-ETP2-35ST) for expression of ETP2 using GVE receptor-mediated inducible expression of ETP2. The cassette portions of this plasmid are reported in SEQ ID NO: 2. The commercially available plasmid backbone is not provided in the sequence listing or figures, as it may be readily replaced with other plasmid backbones.

FIG. 3A is a schematic of an example of a plasmid designated p1004 [G10-90p-VGE-NosT-5xGAL-M35S-ETP1 and MMVp-def-rbcS-E9t] and its components are illustrated in SEQ ID NO: 3 and FIGS. 3B-3I, namely the G10-90 constitutive promoter, the VP16 activation domain and the GAL4 DNA binding domain, and the wildtype ecdysone receptor ligand binding domain associated with the NOS terminator sequence, the inducible promoter which consists of five copies of the GAL4 response element and the minimal 35S promoter, the ETP1 gene, the 35S terminator sequence, the MMV promoter, the P-DEF marker gene and the rbcS-E9 terminator.

FIGS. 3B-3I form a sequence map showing the components of p1004.

FIG. 4A is a schematic of an example of a plasmid designated p1005 [G10-90p-GVE-NosT-5xGAL-M35S-ETP2 and MMVp-def-rbcS-E9t] and its components are illustrated in SEQ ID NO: 4 and FIGS. 4B-4I, namely the G10-90 constitutive promoter, the GAL4 DNA binding domain, the VP16 activation domain, and the wildtype ecdysone receptor

ligand binding domain described associated with the NOS terminator sequence, the inducible promoter which consists of five copies of the GAL4 response element and the minimal 35S promoter (nucleotide 2493 to 2548 of SEQ ID NO: 4), the ETP2 gene, the 35S terminator sequence, the MMV promoter, the P-DEF marker gene and the rbcS-E9 terminator.

FIGS. 4B-4I form a sequence map showing the components of p1005.

#### SUMMARY OF THE INVENTION

The compositions and methods described herein meet the need in the art by providing transgenic plants, plant cells, tissues, organs, fruits or flowers in which regulation of ethylene sensitivity may be reliably and safely controlled, e.g., in a temporal, qualitative and/or quantitative manner. These compositions and methods demonstrate tight regulation of gene expression, and thus hormonal expression, and are safe for use in agricultural crops and foodstuffs, as well as in other commercially valuable plants.

In one aspect, a gene expression system is provided for controllably inhibiting the accumulation in a plant cell of certain ethylene-inducible proteins. This system includes an activation cassette and a target cassette, which may be present on one or more plasmids. The activation cassette comprises a suitable promoter, a DNA-binding domain (DUD), an ecdysone receptor ligand binding domain (EcRLBD); and an activation domain (AD). The target cassette comprises a chemically inducible promoter (which can be a chemically-inducible tissue specific promoter) comprising, in operative association, the response element to which the DBD binds and a minimal promoter responsive to the AD. This chemically inducible promoter controls expression of a target nucleic acid sequence that encodes a selected regulatory protein or fragment thereof that upon expression operates to decrease the expression of the EIN2 or EIN3 gene product. Interaction among components of the two cassettes, when in the plant cell with an inducing composition, controllably increases expression of the regulatory protein and inhibits accumulation of the EIN2 or EIN3 gene product in the plant in the presence of ethylene. The inhibition of the accumulation of the EIN2 or EIN3 gene product is controllable by the timing, the concentration and the duration of the application of the inducing composition. The inducing composition may be absorbed by, and translocated within, the cells of the plant, where it interacts with the activation domain to turn on the chemically inducible promoter of the target cassette. Thus, this system permits controllable and selective modulation of ethylene sensitivity in the plant cell by expressing the regulatory protein at a sufficiently high level to overcome the plants' normal reaction to the presence of ethylene, i.e., which is to increase the expression of the ethylene-inducible protein, e.g., EIN2 or EIN3, which results in further activation of the downstream ethylene signal transduction pathway in a plant.

In another aspect, a plant cell is provided which expresses, stably or transiently, this above-described gene expression system.

In another aspect, a plant tissue or organ is provided which expresses, stably or transiently, this above-described gene expression system.

In another aspect, a transgenic plant is provided which expresses, stably or transiently, this above-described gene expression system.

In another aspect, a method for producing such a transgenic plant or portion thereof involves transforming at least one cell in the plant with the gene expression system described herein; generating a plant cell, tissue, organ or intact plant from the

transformed plant cell; and selecting a plant cell, tissue, organ or intact plant which demonstrates the inhibition or decrease in accumulation of EIN2 or EIN3 when the plant cell, tissue, organ or intact plant is contacted with an inducing composition in the presence of ethylene. As stated above, the modulation in EIN2/EIN3 protein accumulation is controlled by the timing, the concentration, and the duration of the application of the inducing composition and the resulting increase in expression of the regulatory protein at sufficiently high levels. The inducing composition may be absorbed by and translocated within, the plant cell, tissue, organ or intact plant.

In a further aspect, a method for controlling ethylene sensitivity in a plant resulting from expression of ethylene-induced proteins, e.g., EIN2 or EIN3, involves applying an inducing composition to the cells of a transgenic plant or portion thereof, the plant comprising cells that stably or transiently express the gene expression system described herein. The inducing composition may be absorbed by, and translocated within, the plant cells. In the presence of the inducing composition, the response of the plant cells to ethylene, i.e., the normal increase in EIN2 or EIN3, and further downstream activation of the ethylene signal transduction pathway, is inhibited or decreased for a selected time; and the response of the plant cells to ethylene is increased after a selected time by depriving the plant of the inducer. This modulation in EIN2/EIN3 protein expression is controlled by the timing, the concentration, and the duration of the application of the inducing composition and its ability to express the regulatory protein at sufficiently high levels to make the plants ethylene insensitive. In one embodiment, the timing, concentration or duration of the inducing composition allows overexpression of the regulatory protein to decrease or inhibit the accumulation of an ethylene inducible signal protein in a plant cell in the presence of ethylene.

Other aspects and advantages of these methods and compositions are described further in the following detailed description.

#### DETAILED DESCRIPTION OF THE INVENTION

The compositions and methods described herein address the need in the art for compositions and methods for the controllable regulation of ethylene sensitivity in plants. More specifically, the compositions and methods described herein permit the deliberate variation of expression levels of ethylene-induced proteins, e.g., EIN2 or EIN3, based on use of selected amounts of a chemical inducer and the high level expression of the EIN2/EIN3 regulatory proteins (ETP1 and ETP2 or EBF1 and EBF2 respectively) to make the plants ethylene insensitive. Such an ability to manipulate hormonal regulation of the plants provides an agricultural benefit for the growth and ripening of crops, among other benefits described below.

The inventors have determined that the key to achieving practical ethylene insensitivity is dependent upon obtaining a sufficient level of the regulatory proteins that target the turnover of key ethylene-inducible, signal proteins in order to overcome the amount of the signal protein that is induced by ethylene. Making a plant insensitive to ethylene provides that plant with certain benefits, such as resistance to stress as discussed herein. However, ethylene sensitivity is required at certain times for the normal growth and development of plants. Thus the compositions and methods discussed herein are useful to precisely control the timing of when and the level of insensitivity of a plant to ethylene, and to be able to return

that plant to a state of ethylene sensitivity in order to ensure the further normal growth and development of that plant.

### I. GENE EXPRESSION SYSTEM

A gene expression or modulation system is employed for stable or transient expression in a plant cell. The components of such a system include at least two gene expression cassettes, each of which is capable of being expressed in a plant cell.

In one embodiment, the first gene expression cassette, referred to as the activation cassette, comprises a polynucleotide which is expressible in a plant cell encoding the following components under the control of a suitable promoter and in operative association therewith: (a) a DNA-binding domain (DBD) that recognizes a response element associated with a gene whose expression is to be modulated, i.e., a gene that encodes a regulatory protein, such as ETP1/ETP2 or EBF1/EBF2, that targets the turnover of a key ethylene-inducible, signal protein, e.g., EIN2 and EIN3, respectively; (b) a ligand binding domain (LBD) comprising an ecdysone receptor ligand binding domain (EcRLBD) or functional fragment thereof; and (c) an activation or transactivation domain (AD) which is activated in the presence of an inducing composition suitable for application to plants. In one embodiment, the components in the activation cassette are present in the following order 5' to 3': the LBD is downstream of the DBD, which is downstream of the AD. In another embodiment, the components in the activation cassette are present in the following order 5' to 3': the LBD is downstream of the AD, which is downstream of the DBD. In another embodiment, the components in the activation cassette are present in the following order 5' to 3': the DBD is downstream of the LBD, which is downstream of the AD. In another embodiment, the components in the activation cassette are present in the following order 5' to 3': the DBD is downstream of the AD, which is downstream of the LBD. In another embodiment, the components in the activation cassette are present in the following order 5' to 3': the AD is downstream of the LBD, which is downstream of the DBD. In another embodiment, the components in the activation cassette are present in the following order 5' to 3': the AD is downstream of the DBD, which is downstream of the LBD. The activation cassette also includes a terminator positioned preferable at the 3' terminus of the cassette. The specific identities of these components are discussed below.

The second gene expression cassette, i.e., the target cassette, comprises a polynucleotide encoding the following components. One component is a chemically inducible promoter comprising, in operative association, the response element (RE) to which the DBD of the protein encoded by the activation cassette binds and a minimal promoter responsive to the AD of the activation cassette. The other component is a target nucleic acid sequence that encodes a regulatory protein, such as ETP1/ETP2 or EBF1/EBF2, or a functional fragment of such a protein, that targets the turnover of a key ethylene-inducible, signal protein, e.g., EIN2 and EIN3, respectively. In one embodiment, the nucleic acid sequence is in sense orientation. The inducible promoter is in control of the expression of the selected regulatory protein-encoding sequence.

In another embodiment, the activation and/or target cassettes further comprise terminator sequences, such as downstream of the nucleic acid sequence encoding the protein sequence, and an optional selectable marker. Such markers are well-known and used for selecting cells that take up the

genes in the presence of an antibiotic or other chemical. These optional components are discussed in more detail below.

This gene expression system operates so that the components of the activation cassette and the target cassette, when in the plant cell and in cooperation with an inducing composition, modulate expression of the selected regulatory protein. Modulation or regulation of the selected regulatory protein selectively modulates ethylene sensitivity in the plant cell. For example, one modulation involves increasing ethylene sensitivity of the plant cell by decreasing the expression of the regulatory protein. In another embodiment, the ethylene sensitivity of the plant cell is decreased by increasing the expression of the regulatory protein at a sufficiently high levels to overcome the competing normal reaction of the plant in the presence of ethylene, i.e., which operates normally to increase the expression and accumulate the gene product of the signal protein EIN2 or EIN3. This expression of the regulatory protein that modulates the ethylene pathway is controlled in the plant cell by the interaction of the components of the gene expression system with the inducing composition, particularly in the presence of ethylene. The inducing composition may be absorbed by, and/or translocated within, the cells of the plant.

The term "sufficiently high levels of expression" when referring to the expression levels of the regulatory protein that regulates the turnover of the signal proteins means an expression level that alters the response of a cell or plant to 10 ppm ethylene or 10  $\mu$ M ACC (1-aminocyclopropane-1-carboxylic acid). In one embodiment, the expression level of the regulatory protein is high enough to overcome any increase in expression of the signal protein that normally results from the presence of ethylene or ACC. In another embodiment, the expression level of the regulatory protein is high enough to decrease expression of the signal protein in the presence of ethylene or ACC. In another embodiment, the expression level of the regulatory protein is high enough to overcome stress-induced ethylene production of the signal protein in a stressed plant, thus making the plant ethylene insensitive and overcoming the negative effects of the stress on the plant.

In one embodiment of this system, the first cassette and second cassette are present on a single plasmid, such as that of FIGS. 1 and 2. In another embodiment, the first and second cassettes are present on separate plasmids.

In another embodiment of the gene expression system, a first gene expression cassette can contain a DBD and a first LBD; a second cassette can contain the AD and a second, different LBD; and a third cassette comprises a polynucleotide that encodes the response element to which the DBD of the first polypeptide binds, a promoter that is activated by the AD of the second cassette; and the target regulatory gene whose expression is to be modulated. In this system, the AD and DBD are operationally linked to two different proteins which in the presence of inducing composition activate the target gene expression. In one embodiment, the first LBD can be an EcR LBD, while the second LBD can be an LBD from a retinoid X receptor. In another embodiment, the second LBD can be an EcR LBD, while the first LBD can be an LBD from a retinoid X receptor. Such a construct is described in U.S. Pat. No. 7,091,038 or US patent publication No. US 2005/0266457, published Dec. 1, 2005.

The term "operably linked" or "operatively linked" refers to the association of nucleic acid sequences on a single nucleic acid fragment so that the function of one is affected by the other. For example, a promoter is operably linked with a coding sequence when it is capable of affecting the expression of that coding sequence (i.e., that the coding sequence is

under the transcriptional control of the promoter). Coding sequences can be operably linked to regulatory sequences in sense or antisense orientation.

The term "expression", as used herein, refers to the transcription and stable accumulation of sense (mRNA) or antisense RNA derived from a nucleic acid or polynucleotide. In one embodiment, expression refers to translation of mRNA into a protein or polypeptide in another embodiment, the components of the gene expression system may be transiently expressed in the plant cell. In another embodiment, the components of the gene expression system may be stably expressed by integration into a chromosome of the plant cell. The selection of transient vs. stable integrated expression may be selected by one of skill in the art in generating and using the gene expression system as described herein.

The terms "cassette", "expression cassette" and "gene expression cassette" refer to a segment of DNA that can be inserted into a nucleic acid or polynucleotide at specific restriction sites or by homologous recombination. The segment of DNA comprises a polynucleotide that encodes a polypeptide of interest, and the cassette and restriction sites are designed to ensure insertion of the cassette in the proper reading frame for transcription and translation in the appropriate direction. These vectors or plasmids may optionally comprise a polynucleotide that encodes a polypeptide of interest and having elements in addition to the polynucleotide that facilitate transformation of a particular host cell. Such cassettes in certain embodiments also comprise elements that allow for enhanced expression of a polynucleotide encoding a polypeptide of interest in a host cell. These elements may include, but are not limited to: a promoter, a minimal promoter, an enhancer, a response element, a terminator sequence, a polyadenylation sequence, and the like.

All other terms used herein employ the conventional meaning in the art, unless otherwise indicated. See, for example, the definition of the terms in U.S. Pat. No. 7,091,038.

#### A. The Promoter of the Activation Cassette

In one embodiment of the system, the promoter of the activation cassette is a nucleic acid sequence (DNA or RNA) that is capable of controlling the expression of the DBD, LBD and AD sequences within a transformed plant cell. In general, these three primary components of the activation cassette are located 3' to the selected promoter sequence. The promoter sequence consists of proximal and more distal upstream elements referred to as enhancers. An "enhancer" is a DNA sequence that can stimulate promoter activity and may be an innate element of the promoter or a heterologous element inserted to enhance the level or specificity of a promoter. Useful promoters in this context may be derived in their entirety from a native gene, or be composed of different elements derived from different promoters found in nature, or even comprise synthetic DNA segments.

In one embodiment, the promoter of the activation cassette is a constitutive promoter, e.g., a promoter that causes a gene to be expressed in most cell types at most times, so that the plant cell transformed with this cassette is continually producing the activation cassette components. For example, certain constitutive promoters that are useful in this activation cassette include, without limitation, the exemplified G10-90 promoter, the cauliflower mosaic virus 35S promoter, the *Cassava mosaic virus* promoter, the figwort mosaic virus promoter, the Badnavirus promoter, *Mirabilis mosaic virus* promoter, the Rubisco promoter, the Actin promoter, or the ubiquitin promoter.

In still other embodiments promoters that direct the expression of a gene in different tissues or cell types ("tissue specific", "cell specific" or "plant organ-specific promoters")

may be used for this purpose. Desirably such promoters are native to or functional in plant tissues and plant cells, or mutant versions of promoters native to or functional in plant tissues and plant cells. However promoters for other tissues and cells from other sources, e.g., mammalian, invertebrate, etc., that operate in plant cells may also be employed for this purpose. Still other embodiments employ promoters that express the components at different stages of development ("developmentally-specific promoters" or "cell differentiation-specific promoter"), or in response to different environmental or physiological conditions. For an extensive list of tissue-specific promoters, see Gallie, US Patent Application Publication No. 2005/0066389, which describes seed-specific promoters derived from the following genes: MAC1 from maize (Sheridan, 1996 Genetics 142:1009-1020); Cat3 from maize (GenBank No. L05934, Abler 1993 Plant Mol. Biol. 22:10131-10138); viviparous-1 from *Arabidopsis* (Genbank No. U93215); atmyc1 from *Arabidopsis* (Urso, 1996 Plant Mol. Biol. 32:571-576; Conceicao 1994 Plant 5:493-505); napA and BnCysP1 from *Brassica napus* (GenBank No. J02798, Josefsson, 1987 JBL 26:12196-12201, Wan et al., 2002 Plant J 30:1-10); and the napin gene family from *Brassica napus* (Sjodahl, 1995 Planta 197:264-271). Fruit specific promoters include the promoter from the CYP78A9 gene (Ito and Meyerowitz, 2000 Plant Cell 12:1541-1550). Other tissue-specific promoters include the ovule-specific BEL1 gene described in Reiser, 1995 Cell 83:735-742, GenBank No. U39944; Ray, 1994 Proc. Natl. Acad. Sci. USA 91:5761-5765 and the egg and central cell specific FIE1 promoter. Sepal and petal specific promoters include the *Arabidopsis* floral homeotic gene APETALA1 (AP1) (Gustafson Brown, 1994 Cell 76:131-143; Mandel, 1992 Nature 360:273-277), a related promoter, for AP2 (see, e.g., Drews, 1991 Cell 65:991-1002; Bowman, 1991 Plant Cell 3:749-758). Another useful promoter is that controlling the expression of the unusual floral organs (ufo) gene of *Arabidopsis* (Bossinger, 1996 Development 122:1093-1102). Additional tissue specific promoters include a maize pollen specific promoter (Guerrero, 1990 Mol. Gen. Genet. 224:161-168); see also promoters described by Wakeley, 1998 Plant Mol. Biol. 37:187-192; Ficker, 1998 Mol. Gen. Genet. 257:132-142; Kulikauskas, 1997 Plant Mol. Biol. 34:809-814; Treacy, 1997 Plant Mol. Biol. 34:603-611). Useful promoters include those from the FUL gene (Mandel and Yanofsky, 1995 Plant Cell, 7:1763-1771) and promoters from the SHP1 and SHP2 genes (Flanagan et al. 1996 Plant J 10:343-353; Savidge et al., 1995 Plant Cell 7(6):721-733). Promoters may be derived from the TA29 gene (Goldberg et al., 1995 Philos Trans. R. Soc. Lond. B. Biol. Sci. 350:5-17).

Other suitable promoters include those from the gene encoding the 2S storage protein from *Brassica napus* (Dasgupta, 1993 Gene 133:301-302); the 2s seed storage protein gene family from *Arabidopsis*; the gene encoding oleosin 20 kD from *Brassica napus*, GenBank No. M63985; the genes encoding oleosin A, Genbank No. U09118, and, oleosin B, Genbank No. U09119, from soybean; the gene encoding oleosin from *Arabidopsis*, Genbank No. Z17657; the gene encoding oleosin 18 kD from maize, GenBank No. J05212 and Lee, 1994 Plant Mol. Biol. 26:1981-1987; and the gene encoding low molecular weight sulphur rich protein from soybean (Choi, 1995 Mol Gen, Genet. 246:266-268). The tissue specific E8 promoter from tomato and promoters from the ATHB-8, AtPIN1, AtPSK1 or TED3 genes (Baima et al., 2001 Plant Physiol. 126:643-655, Galawailer et al., 1998 Science 282:2226-2230; Elge et al., 2001 Plant J. 26:561-571; Igarashi et al., 1998 Plant Mol. Biol. 36:917-927) are also useful.

A tomato promoter active during fruit ripening, senescence and abscission of leaves and, to a lesser extent, of flowers can be used (Blume, 1997 Plant J. 12:731-746). Other exemplary promoters include the pistil specific promoter in the potato (*Solanum tuberosum* L.) SK2 gene, encoding a pistil specific basic endochitinase (Fieker, 1997 Plant Mol. Biol. 35:425-431); the Blec4 gene from pea (*Pisum sativum* cv. Alaska), active in epidermal tissue of vegetative and floral shoot apices of transgenic alfalfa. A variety of promoters specifically active in vegetative tissues including promoters controlling patatin, the major storage protein of the potato tuber (e.g., Kim, 1994 Plant Mol. Biol. 26:603-615; and Martin, 1997 Plant J. 11:53-62), and the ORF13 promoter from *Agrobacterium rhizogenes* (Hansen, 1997 Mol. Gen. Genet. 254:337-343) can be used. Other useful vegetative tissue-specific promoters include: the tarin promoter of the gene encoding a globulin from a major taro (*Colocasia esculenta* L. Schott) corm protein family, tarin (Bezerra, 1995 Plant Mol. Biol. 28:137-144); the curculin promoter (de Castro, 1992 Plant Cell 4:1549-1559) and the promoter for the tobacco root specific gene TobRB7 (Yamamoto, 1991 Plant Cell 3:371-382). Leaf-specific promoters include the ribulose biphosphate carboxylase (RBCS) promoters, the tomato RBCS1, RBCS2 and RBCS3A genes (Meier, 1997 FEBS Lett. 415:91-95). A ribulose biphosphate carboxylase promoter expressed almost exclusively in mesophyll cells in leaf blades and leaf sheaths at high levels (Matsuoka, 1994 Plant J. 6:311-319), the light harvesting chlorophyll a/b binding protein gene promoter (Shiina, 1997 Plant Physiol. 115:477-483; Casal, 1998 Plant Physiol. 116:1533-1538), the *Arabidopsis thaliana* myb-related gene promoter (Atmyb5; Li, 1996 FEBS Lett. 379:117-121), and the Atmyb5 promoter (Busk, 1997 Plant J. 11:1285-1295) are useful promoters.

Useful vegetative tissue-specific promoters include meristematic (root tip and shoot apex) promoters, e.g., the "SHOOTMERISTEMLESS" and "SCARECROW" promoters (Di Laurenzio, 1996 Cell 86:423-433; and Long, 1996 Nature 379:66-69). Another useful promoter controls the expression of 3-hydroxyl-3-methylglutaryl coenzyme A reductase HMG2 gene (see, e.g., Enjuto, 1995 Plant Cell. 7:517-527). Also useful are kn1 related genes from maize and other species which show meristem specific expression, see, e.g., Granger, 1996 Plant Mol. Biol. 31:373-378; Kerstetter, 1994 Plant Cell 6:1877-1887; Hake, 1995 Philos. Trans. R. Soc. Lond. B. Biol. Sci. 350:45-51, e.g., the *Arabidopsis thaliana* KNAT1 or KNAT2 promoters (see, e.g., Lincoln, 1994 Plant Cell 6:1859-1876).

In certain embodiments of the activation cassette, the promoters may be inducible or regulatable, e.g., causes expression of the nucleic acid sequence following exposure or treatment of the cell with an agent, biological molecule, chemical, ligand, light, or some other stimulus. A non-limiting list of such inducible promoters include the PR 1-a promoter, prokaryotic repressor-operator systems, and higher eukaryotic transcription activation systems, such as described in detail in U.S. Pat. No. 7,091,038. Such promoters include the tetracycline ("Tet") and lactose ("Lac") repressor-operator systems from *E. coli*. Other inducible promoters include the drought-inducible promoter of maize; the cold, drought, and high salt inducible promoter from potato, the senescence inducible promoter of *Arabidopsis*, SAG 12, and the embryogenesis related promoters of LEC1, LEC2, FUS3, AtSERK1, and AGL15, all known to those of skill in the art. Still other plant promoters which are inducible upon exposure to plant hormones, such as auxins or cytokinins, are useful in this context, as described in US Patent Application Publication No. US2005/0066389 and U.S. Pat. No. 6,294,716.

Essentially for the purposes of the activation cassette, any promoter capable of driving expression of the sequences of the DBD, LBD and AD is suitable, including but not limited to: viral promoters, bacterial promoters, plant promoters, synthetic promoters, constitutive promoters, tissue specific promoter, developmental specific promoters, inducible promoters, light regulated promoters; pathogenesis or disease related promoters, cauliflower mosaic virus 19S, cauliflower mosaic virus 35S, CMV 35S minimal, cassava vein mosaic virus (CsVMV), figwort mosaic virus, Badnavirus, *Mirabilis mosaic* virus, chlorophyll a/b binding protein, ribulose 1,5-bisphosphate carboxylase, shoot-specific, root specific, chitinase, stress inducible, rice tungro bacilliform virus, plant super-promoter, potato leucine aminopeptidase, nitrate reductase, alcohol dehydrogenase, sucrose synthase, mannopine synthase, nopaline synthase, octopine synthase, ubiquitin, zein protein, actin and anthocyanin promoters. In a preferred embodiment of the invention, the promoter is selected from the group consisting of a cauliflower mosaic virus 35S promoter, a cassava vein mosaic virus promoter, and a cauliflower mosaic virus 35S minimal promoter, a figwort mosaic virus promoter, a Badnavirus promoter, a *Mirabilis mosaic* virus, a ubiquitin (Ubc) promoter, and an actin promoter.

#### B. The DBD

As used herein, the term "DNA binding domain" comprises a minimal polypeptide sequence of a DNA binding protein, up to the entire length of a DNA binding protein, so long as the DNA binding domain functions to associate with a particular response element. The DNA binding domain binds, in the presence or absence of a ligand, to the DNA sequence of the RE to initiate or suppress transcription of downstream gene(s) under the regulation of this RE. In certain embodiments of the gene expression units, the DBD is located in the activation cassette, while the response element is located in the target cassette.

The DNA binding domain can be any DNA binding domain with a known response element, including synthetic and chimeric DNA binding domains, or analogs, combinations, or modifications thereof. In certain embodiments, the DBD is a GAL4 DBD, a LexA DBD, a transcription factor DBD, a Group H nuclear receptor member DBD, a steroid/thyroid hormone nuclear receptor superfamily member DBD, or a bacterial LacZ DBD. More preferably, the DBD is an insect ecdysone receptor DBD, a GAL4 DBD (see the sequence illustrated in the plasmids of the examples herein), or a LexA DBD. The sequences for such DBDs are publically available and described in publications such as U.S. Pat. No. 7,091,038 or US Patent Application Publication No. 2005/0266457. In other embodiments, the DBDs useful in this cassette include, without limitation, DNA binding domains obtained from the cI promoter, or lac promoter, which are also publically available sequences.

#### C. The Ecdysone LBD and Optional Second LBD

In certain embodiments of the gene expression system, the ecdysone receptor (EcR) LBD comprises all or a portion of an invertebrate ecdysone receptor or mutant thereof. EcR is a member of the nuclear steroid receptor super family that is characterized by signature DNA and ligand binding domains, and an activation domain (Koelle et al. 1991, Cell, 67:59 77; see also, U.S. Pat. No. 6,245,531 (Stanford). Ecdysone receptors are responsive to a number of steroidal compounds such as ponasterone A and muristerone A and non-steroidal compounds. EcR has five modular domains, A/B (transactivation), C (DNA binding, heterodimerization), D (Hinge, heterodimerization), E (ligand binding, heterodimerization and transactivation) and F (transactivation) domains. Some of

these domains such as A/B, C and E retain their function when they are fused to other proteins. Suitable portions of EcR for use as the LBD in the gene expression system described herein include domains D, E and F. For example, the sequence of the wildtype EcR LBD is present in SEQ ID NO: 1 at nucleotides 990 to 1997.

Preferably, the EcR is a Lepidopteran EcR, a Dipteran EcR, an Arthropod EcR, a Homopteran EcR and a Hemipteran EcR. More preferably, the EcR for use is a spruce budworm *Choristoneura fumiferana* EcR ("CfEcR"), a *Tenebrio molitor* EcR ("TmEcR"), a *Manduca sexta* EcR ("MsEcR"), a *Heliothis virescens* EcR ("HvEcR"), a silk moth *Bombyx mori* EcR ("BmEcR"), a fruit fly *Drosophila melanogaster* EcR ("DmEcR"), a mosquito *Aedes aegypti* EcR ("AaEcR"), a blowfly *Lucilia capitata* EcR ("LcEcR"), a Mediterranean fruit fly *Ceratitis capitata* EcR ("CcEcR"), a locust *Locusta migratoria* EcR ("LmEcR"), an aphid *Myzus persicae* EcR ("MpEcR"), a fiddler crab *Uca pugilator* EcR ("UpEcR"), an ixodid tick *Amblyomma americanum* EcR ("AmaEcR"), a white fly *Bemisia argentifolii* EcR ("BaEcR"), or a green leafhopper *Nephotetix cincticeps* EcR ("NcEcR"), among others. Even more preferably, the LBD is from spruce budworm (*Choristoneura fumiferana*) EcR ("CfEcR") or fruit fly *Drosophila melanogaster* EcR ("DmEcR").

Sequences for a variety of wildtype or mutant EcRs are publically available and described in such publications as, e.g., U.S. Pat. No. 7,091,038; International Patent Publication No. WO 97/38117 and U.S. Pat. Nos. 6,333,318, 6,265,173 and 5,880,333. While the examples below employ wildtype EcR sequences, it is expected that mutant sequences can be selected by one of skill in the art to perform in a similar manner. In one embodiment, for example, a mutant ecdysone receptor is one containing a mutation as described in the above cited US patent application publication No. 2005/0266457, e.g., a Group H nuclear receptor ligand binding domain comprising at least one mutation. In one embodiment, an ecdysone LBD that contains a mutation changing the codon ACA for Thr to a codon GTG for Val at the nucleotide positions equivalent to, e.g., 1374-1376, in SEQ ID NO: 2 would be a useful EcR LBD. This mutant EcR LBD is referred to as T52V and encodes a mutation of Thr to Val at amino acid position 335 in the full-length CfEcR. Still others of the EcR LBDs described in that publication may be useful in the gene expression system described herein. In another embodiment, the mutant ecdysone receptor LBD is that described in U.S. Pat. No. 6,245,531 (Stanford) or is a truncated EcR LBD sequence or a deletion mutant, among other mutant sequences known to the art. In another embodiment, the LBD is encoded by a polynucleotide that hybridizes to a known EcR LBD or mutant sequence under conventional hybridization conditions, such as a hybridization step in less than 500 mM salt and at least 37° C., and a washing step in 2×SSPE at least 63° C.

In certain embodiments the gene expression system employs a second LBD. The second LBD is not an ecdysone receptor polypeptide, but can be the ligand binding domain of a second nuclear receptor. Such second binding domains include, without limitation a vertebrate retinoid X receptor ligand binding domain, an invertebrate retinoid X receptor ligand binding domain, an ultraspiracle protein ligand binding domain, and a chimeric ligand binding domain comprising two polypeptide fragments, wherein the first polypeptide fragment is from a vertebrate retinoid X receptor ligand binding domain, an invertebrate retinoid X receptor ligand binding domain, or an ultraspiracle protein ligand binding domain, and the second polypeptide fragment is from a different vertebrate retinoid X receptor ligand binding domain,

invertebrate retinoid X receptor ligand binding domain, or ultraspiracle protein ligand binding domain. See, e.g., such binding domains described in US Patent Application Publication No. US 2005/0266457. Such LBDs are well known to those of skill in the art and are well described in the literature.

It is within the ability of one skilled in the art given the teachings herein and without undue experimentation to select one or more appropriate EcR LBD sequence and use it in place of the sequences exemplified below.

#### D. The Activation Domain

The activation or transactivation domain (abbreviated "AD") useful in the gene expression system may be any Group H nuclear receptor member AD, steroid/thyroid hormone nuclear receptor AD, synthetic or chimeric AD, polyglutamine AD, basic or acidic amino acid AD, a VP16 AD, a GAL4 AD, an NF-κB AD, a BP64 AD, a B42 acidic activation domain (B42AD), a p65 transactivation domain (p65AD), a glucocorticoid activation domain or an analog, combination, or modification thereof. In a specific embodiment, the AD is a synthetic or chimeric AD, or is obtained from an EcR, a glucocorticoid receptor, VP16, GAL4, NF-κB, or B42 acidic activation domain AD. Preferably, the AD is an EcR AD, a VP16 AD, a B42 AD, or a p65 AD. Sequences for such activation domains are publically available in such publications as U.S. Pat. No. 7,091,038 or in other documents described herein. An exemplary VP16AD is described in plasmids described in the examples herein. Such domains are well known to those of skill in the art and are well described in the literature.

#### E. The "Inducible" Promoter System of the Target Cassette

In certain embodiments, the promoter of the target cassette is a multicomponent promoter sequence. It comprises a minimal promoter operatively associated with one or more copies of a response element corresponding to the DNA binding domain in the activation cassette.

A minimal promoter, as used herein, includes the core promoter (i.e., the sequence that mediates the initiation of transcription) and the 5' untranslated region (5'UTR) without enhancer sequences. Thus, for use in embodiments of the gene expression system, the minimal promoter may be a minimal promoter derived from any promoter described above in Part A for use in the activation cassette. In certain embodiments of target cassettes, desirable minimal promoters include: the cauliflower mosaic virus 35S minimal promoter; a synthetic E1b minimal promoter (SEQ ID NO: 8; see U.S. Pat. No. 7,091,038) and a synthetic TATA minimal promoter (TATATA; see US Patent Application Publication No. US 2005/0228016). Minimal promoters useful in the gene expression systems described herein may be readily selected by one of skill in the art from numerous promoters well described in the literature. The sequence of the 35S minimal promoter is described in the plasmids described in the examples below.

The other portion of the inducible promoter of the target cassette includes a response element ("RE") located 5' or 3' to the minimal promoter. One RE can have two different or identical minimal promoters on either side to express two different proteins. In one embodiment, the RE is operationally or operatively linked to the minimal promoter. A response element is one or more cis-acting DNA elements which confer responsiveness on a promoter mediated through interaction with the DNA-binding domains of the activation cassette. This DNA element may be either palindromic (perfect or imperfect) in its sequence or composed of sequence motifs or half sites separated by a variable number of nucleotides. The half sites can be similar or identical and arranged as either direct or inverted repeats or as a single half site or multimers

of adjacent half sites in tandem. Examples of DNA sequences for response elements of the natural ecdysone receptor are described in Cherbas L. et al, 1991 *Genes Dev.* 5, 120 131; D'Avino P P. et al, 1995 *Mol. Cell. Endocrinol.* 113:19 and Antoniewski C. et al, 1994 *Mol. Cell Biol.* 14, 4465-4474, among other publications. The RE may be any response element corresponding to the DNA binding domain in the activation cassette, or an analog, combination, or modification thereof. A single RE may be employed or multiple REs, either multiple copies of the same RE or two or more different REs, may be used in target cassette. The RE can be modified or substituted with response elements for other DNA binding protein domains such as the GAL-4 protein from yeast (see Sadowski, et al. 1988 *Nature*, 335:563 564) or LexA protein from *E. coli* (see Brent and Ptashne 1985, *Cell*, 43:729 736), or synthetic response elements specific for targeted interactions with proteins designed, modified, and selected for such specific interactions (see, for example, Kim, et al. 1997 *Proc. Natl. Acad. Sci., USA*, 94:3616-3620) to accommodate chimeric receptors. In a specific embodiment, the RE is an RE from GAL4 ("GAL4RE"), preferably two or more copies. The examples below demonstrate the use of five copies of the GAL4 RE (i.e., 5xGAL4). However, other suitable RE include, without limitation, LexA, a Group H nuclear receptor RE, a steroid/thyroid hormone nuclear receptor RE, or a synthetic RE that recognizes a synthetic DNA binding domain. In other embodiments, the RE is an ecdysone response element (EcRE), or a LexA RE (operon, "op") comprising a polynucleotide sequence. All such RE are well described in the literature and may be readily selected by one of skill in the art given the teachings of this specification.

In the target cassette, this "inducible promoter" is operatively linked and controls expression of the regulatory nucleic acid sequence or gene. The high level expression of the gene operates to decrease the accumulation of the ethylene-inducible signal protein, e.g., EIN2 or EIN3, and thereby modulates ethylene sensitivity, as identified below. The inducible promoter of the target cassette is induced by a chemical inducing composition or inducer which, when in contact with the ligand binding domain of the activation cassette, activates the response element of the minimal promoter.

#### F. The Nucleic Acid Sequence Encoding a Selected Regulatory Protein

The nucleic acid sequence useful in this system encodes a selected regulatory protein that modifies ethylene sensitivity or ethylene production in the plant by regulating the turnover of an ethylene inducible signal protein, such as EIN2 or EIN3. Such a nucleic acid sequence includes, in certain embodiments, the EIN3 binding F-box proteins, EBF1 and EBF2. In another embodiment, the selected regulatory proteins are the F-box proteins ETP1 and ETP 2 (Qiao et al, 2008, cited above).

An example of such an ETP1 nucleic acid sequence is identified in SEQ ID NO: 1 from nucleotides 2557 to 3804 (see also GENBANK Acc. No. NM\_112874). An example of such an ETP2 nucleic acid sequence is identified as SEQ ID NO: 2 from nucleotides 2551 to 3717 (see GENBANK Acc. No. NM\_112777). An example of an EBF1 nucleic acid sequence is published as GENBANK Acc. No. NM\_128106. An example of an EBF2 nucleic acid sequence is published as GENBANK Acc No. NM\_122444. These sequences are incorporated herein by reference.

In addition to the use of wildtype, or naturally occurring plant regulatory genes, the gene expression system may also employ certain nucleic acid sequences that contain mutations useful in these gene sequences and encoded proteins.

In one embodiment of the invention described herein, the wildtype regulatory gene that controls turnover of the selected signal protein EIN2 or EIN3 for a particular plant is used in the gene expression system and in the methods described herein to control or modulate ethylene sensitivity in the plant by inhibiting accumulation of the signal protein in the presence of ethylene. In another embodiment, mutated versions of the wildtype protein that mediates ethylene sensitivity or ethylene production in the plant cell are employed. In still further embodiments, a wildtype or mutated variant of a gene that encodes a protein that modifies ethylene sensitivity or ethylene production in one species of plant cell by inhibiting accumulation of the signal protein in the presence of ethylene is used in another species of plant cell, where such use is desirable, e.g., to eliminate potential RNA silencing.

#### G. Optional Components

Optional components found in the cassettes of the gene expression system include termination control regions. Such terminator or polyadenylation sequences may also be employed in the activation and target cassettes in certain embodiments of this invention. Such regions are derived from various genes native to the preferred hosts. In one embodiment of the invention, the termination control region comprises or is derived from a synthetic polyadenylation signal, nopaline synthase (nos), cauliflower mosaic virus (CaMV), octopine synthase (ocs), *Agrobacterium*, viral, and plant terminator sequences, or the like.

Selectable markers can include an antibiotic or chemical resistance gene that is able to be selected for based upon its effect, i.e., resistance to an antibiotic, resistance to a herbicide, colorimetric markers, enzymes, fluorescent markers, and the like. Examples of selectable marker genes known and used in the art include: genes providing resistance to ampicillin, streptomycin, gentamycin, kanamycin, hygromycin, actinonin (PDF1 gene), bialaphos herbicide, glyphosate herbicide, sulfonamide, mannose and the like; and genes that are used as phenotypic markers, i.e., anthocyanin regulatory genes, isopentanyl transferase gene, GUS and luciferase.

Other regulatory sequences, such as nucleotide sequences that function as spacer sequences in the plasmids, and other minor regulatory sequences, enzyme cleavage sites, and the like, may also be found in the cassettes or in the plasmids that contain the cassettes for transformation into a plant cell according to certain embodiments described herein.

The appropriate termination sequences, selectable markers, and other conventional plasmid regulatory sequences may be readily selected by one of skill in the art from among numerous such sequences well known to those of skill in the art and well described in the literature given the teachings herein.

#### H. Inducing Compositions/Inducers Useful for the Gene Expression System

When the gene expression system is expressed in the plant, modulation of the expression of the selected regulatory protein, e.g., overexpression of that protein, is employed to selectively modulate ethylene sensitivity in the plant cell based upon the control by the regulatory protein on the expression and accumulation of the selected signal protein. Overexpression of the regulatory protein causes a decrease in expression of the signal protein. In the presence of ethylene, the overexpression of the regulatory protein is at a high level sufficient to overcome the normal influence of ethylene on the signal protein (i.e., increased expression). The degree of overexpression of the regulatory protein is controllable by the timing, duration and amount of an inducing composition applied to the plant. In one embodiment, the inducing composition is a chemical that is placed in contact with the cells of the plant. In

another embodiment, the inducing composition is a chemical that is absorbed by the cells of the plant. In yet another embodiment, the inducing composition is a chemical that is translocated within the plant cells. The inducing composition is also a ligand that is highly specific for the EcR LBD of the activation cassette. Binding of the inducing composition or ligand to the LBD of the activation cassette results in induction of the inducible promoter of the target cassette and expression of the nucleic acid sequence encoding the selected regulatory protein. Thus this system modulates ethylene sensitivity in the plant by decreasing or suppressing expression of the signal protein. The inducing composition also is characterized by low toxicity to the plant cells, tissues, and organs. The inducing composition also has the ability to be rapidly depleted from the plant to "turn off" the modulation of ethylene sensitivity, and allow efficient control of the modulation, as described in more detail below.

Among such effective inducing compositions are ligands that preferentially bind to the ecdysone ligand binding domain. In certain embodiments, these ligands include diacylhydrazine compounds, including the commercially available tebufenozide (Dow AgroSciences), methoxyfenozide (Dow AgroSciences), halofenozide (Dow AgroSciences), and chromafenozide (Nippon Kayaku) (see International Patent Publication No. WO 96/027673 and U.S. Pat. No. 5,530,028). Other useful inducers are non-steroidal ligands including the dibenzoylhydrazine derivatives described in U.S. Pat. No. 6,258,603. Still other useful inducers are the 4-tetrahydroquinoline derivatives described in detail in US Patent Application Publication No. US 2005/0228016. A number of additional suitable compounds, such as 1-Aroyl-4-(arylamino)-1,2,3,4-tetrahydroquinoline (THQ), are listed in Kumar et al, *J. Biol. Chem.* 2004, 279(26):27211-8; Hormann et al, *J. Comput Aided Mol. Res* 2003, 17(2-4):135-53; Tice et al, *Bioorg Med Chem Lett* 2003, 13(11):1883-6; and Tice et al, 2003 *Bioorg Med Chem Lett.* 2003, 13(3):475-8.

Thus, the gene expression system is induced or "turned on" by a chemical inducing composition or inducer which, when in contact with the ligand binding domain of the activation cassette, activates the response element of the minimal promoter and thus turns on expression of the regulatory nucleic acid sequence or gene that in turn suppresses expression of the signal protein EIN2 or EIN3, making the plant ethylene insensitive. This gene expression system also provides the means for externally expressing the regulatory genes at sufficiently high levels to overcome the effects of ethylene on the expression of the signal proteins.

## II. THE TRANSGENIC PLANT, PLANT CELL, TISSUE OR ORGAN

As described above, the gene expression system is designed for integration into a plant, plant cell or other tissue or organ of a plant. Optionally, such integration may also be transient. However, in certain embodiments of this invention stable integration into the chromosomes of the plant is desired.

In one embodiment, a transgenic plant cell is designed that expresses a gene expression system as described above and in which ethylene sensitivity is temporally and reversibly controlled. Such a plant cell, in one embodiment, is a cell into which the activation cassette and target cassette of the gene expression system are transfected or transformed. In one embodiment, wherein the activation and target cassettes are on the same plasmid, this plasmid is transfected or transformed into plant cells. In another embodiment, where the activation and target cassettes are on separate plasmids, both

plasmids are separately or together transfected or transformed into the same plant cell. Alternatively, each of the two separate plasmids is transfected or transformed into a different cell of the same plant. In still an alternative embodiment, each of the two plasmids is transformed separately into a different plant, and each plant carrying a single plasmid is sexually crossed to produce a hybrid containing both plasmids, thus providing a functional inducible system.

Transfection involves introducing the exogenous or heterologous RNA or DNA inside the cell, so as to effect a phenotypic change. Transformation refers to the transfer and integration of a nucleic acid fragment into the chromosomal DNA of the plant cell, resulting in genetically stable inheritance. Thus, plant cells containing the transformed nucleic acid fragments are referred to as "transgenic" or "recombinant" or "transformed" organisms. Thus, progeny of the initially transformed or transfected plant cells also have the cassettes transiently or stably integrated into their chromosomes.

### A. Transformation

The transformation of the plant cell involves producing vectors or plasmids that comprise only the activation cassette, only the target cassette, or both cassettes. See, the examples of FIGS. 1, 2, 3A-3I, and 4A-4I. Suitable vector and plant combinations are readily apparent to those skilled in the art and can be found, for example, in Maliga et al, 1994 *Methods in Plant Molecular Biology: A Laboratory Manual*, Cold Spring Harbor, N.Y.

For example, a suitable "vector" is any means for the cloning of and/or transfer of a nucleic acid into a plant cell. A vector may be a replicon to which another DNA segment may be attached so as to bring about the replication of the attached segment. A "replicon" is any genetic element (e.g., plasmid, phage, cosmid, chromosome, virus) that functions as an autonomous unit of DNA replication, i.e., capable of replication under its own control. Vectors useful to transform plant cells with the gene expression system include both viral and nonviral means for introducing the nucleic acid into a cell. A large number of vectors known in the art may be used to manipulate nucleic acids, incorporate response elements and promoters into genes, etc. Possible vectors include, for example, plasmids or modified plant viruses including, for example bacteriophages such as lambda derivatives, or plasmids such as pBR322 or pUC plasmid derivatives, or the Bluescript vector. Conventional means of ligating the appropriate DNA fragments into a chosen vector that has complementary cohesive termini or enzymatically modifying a suitable insertion site by ligating nucleotide sequences (linkers) into the DNA termini are known. Any viral or non-viral vector that can be used to transform plant cells is useful for this purpose. Non-viral vectors include plasmids, liposomes, electrically charged lipids (cytofectins), DNA-protein complexes, and biopolymers. In addition to the cassettes of the gene expression system, a vector may also comprise one or more regulatory regions, and/or selectable markers useful in selecting, measuring, and monitoring nucleic acid transfer results (transfer to which tissues, duration of expression, etc.).

The term "plasmid" refers to an extra chromosomal element usually in the form of circular double-stranded DNA molecules. Such elements may be autonomously replicating sequences, genome integrating sequences, phage or nucleotide sequences, linear, circular, or supercoiled, of a single- or double-stranded DNA or RNA, derived from any source, in which a number of nucleotide sequences have been joined or recombined into a unique construction which is capable of

introducing a promoter fragment and DNA sequence for a selected gene product along with appropriate 3' untranslated sequence into a cell.

Vectors or plasmids may be introduced into the desired plant cells by methods known in the art, e.g., transfection, electroporation, microinjection, transduction, cell fusion, DEAE dextran, calcium phosphate precipitation, lipofection (lysosome fusion), use of a gene gun, or a DNA vector transporter (see, e.g., Wu et al., 1992, *J. Biol. Chem.* 267:963-967; Wu and Wu, 1988, *J. Biol. Chem.* 263:14621-14624; and Hartmut et al., U.S. Pat. No. 5,354,844). Alternatively, the use of cationic lipids may promote encapsulation of negatively charged nucleic acids, and also promote fusion with negatively charged cell membranes (Feigner and Ringold, 1989 *Science* 337:387-388). Particularly useful lipid compounds and compositions for transfer of nucleic acids are described in U.S. Pat. Nos. 6,172,048, 6,107,286, and 5,459,127. Other molecules are also useful for facilitating transfection of a nucleic acid, such as a cationic oligopeptide or cationic polymer (e.g., U.S. Pat. No. 5,856,435), or peptides derived from DNA binding proteins (e.g., U.S. Pat. No. 6,200,956). It is also possible to introduce a vector as a naked DNA plasmid (see U.S. Pat. Nos. 5,693,622, 5,589,466 and 5,580,859). Receptor-mediated DNA delivery approaches can also be used to effect transformation of the gene expression cassettes into the plant cell. Transformation of plants may be accomplished, e.g., using *Agrobacterium*-mediated leaf disc transformation methods of Horsch et al, 1988 *Leaf Disc Transformation: Plant Molecular Biology Manual*) or other methods known in the art.

#### B. Propagation and Screening

Thus, after transforming at least one cell in the plant with the gene expression system described above (in a single plasmid or as multiple transformed plasmids, each containing a different cassette), a method for producing a transgenic plant, plant tissue or plant organ further includes propagating a plant, or plant hybrid as described above, from the transformed plant cell or plant under conditions typical for the selected plant. The plants are then screened to select the plants (cells, tissues, organs) comprising or demonstrating the phenotypic traits of a transformed plant cell. For example, subsequent screening of the resulting plants or cells, tissues and organs thereof, is conducted to determine whether the plant contains the desired integrated nucleic acid sequences of the gene expression cassettes are also known to those of skill in the art. For example, cells which have stably integrated the introduced DNA into their chromosomes can be selected by the use of one or more reporter genes or markers in the plasmids. In the examples below, kanamycin, actinonin or bialaphos is employed for this purpose.

A plant (tissue or organ) that has successfully integrated the expression system demonstrates rapid ethylene insensitivity when the plant is contacted with an inducing composition as described above. Any plant (including plant cell, tissue, or organ) is susceptible to such transformation and thus recombinant plants may be bred by conventional means. Plants that are particularly desirable for transformation with the gene expression system and thus susceptible to modulation of their ethylene sensitivities include dicotyledons, monocotyledons, decorative, flowering plants as well as plants or plant parts for human or animal consumption. Without limitation, such plants include rice, maize, wheat, barley, sorghum, millet, switchgrass, miscanthus, grass, oats, tomato, potato, banana, kiwi fruit, avocado, melon, mango, cane, sugar beet, tobacco, papaya, peach, strawberry, raspberry, blackberry, blueberry, lettuce, cabbage, cauliflower, onion, broccoli, brussel sprout, cotton, canola, grape, soy-

bean, oil seed rape, asparagus, beans, carrots, cucumbers, eggplant, melons, okra, parsnips, peanuts, peppers, pineapples, squash, sweet potatoes, rye, cantaloupes, peas, pumpkins, sunflowers, spinach, apples, cherries, cranberries, grapefruit, lemons, limes, nectarines, oranges, peaches, pears, tangelos, tangerines, lily, carnation, chrysanthemum, petunia, rose, geranium, violet, gladioli, orchid, lilac, crabapple, sweetgum, maple, poinsettia, locust, ash, poplar, linden tree and *Arabidopsis thaliana*.

Plant tissues and organs include, without limitation, vegetative tissues, e.g., roots, stems, or leaves, and reproductive tissues, such as fruits, ovules, embryos, endosperm, integument, seeds, seed coat, pollen, petal, sepal, pistils, flowers, anthers, or any embryonic tissue.

### III. METHOD FOR CONTROLLING ETHYLENE SENSITIVITY

Such transgenic plants, cells, tissues, flowers, seeds or organs may be subject to a method for controlling ethylene sensitivity by using an effective amount of the inducing composition for a sufficient duration and applied at an appropriate time to inhibit the accumulation of a signal protein, such as EIN2 or EIN3, particularly when the plant cell is exposed to ethylene. The inducing composition may be contacted with, absorbed by, and/or translocated within, the cells of the transgenic plant, plant cells, plant tissues or plant organs. Application techniques include, without limitation, immersing, spraying, powdering, drenching, dripping, or irrigating the plant, or soil or media in contact with the plant, with the inducer.

In the presence of the inducing composition, the response of the plant cells to ethylene is modulated by increasing the expression of the selected regulatory or turnover protein. In the examples below in which the selected protein is EPT1, the application of the inducer increases the expression of EPT1, which decreases or suppresses expression of EIN2 and inhibits its accumulation in the cell, thereby decreasing sensitivity of the plant to ethylene. This decrease in sensitivity lasts for the time during which the inducer is being applied to the plant (cell, tissue or organ), and for such time as the plant continues to metabolize the remaining inducer once active application is stopped. Further this decrease can occur in the presence of ethylene by overexpressing the regulatory protein to the extent necessary to counteract the directly competing effect of ethylene on the induction and expression of the ethylene-inducible signal protein. The response of the plant cells to ethylene is returned to wild-type, in this case, increased, after a selected time by depriving the plant of the inducer. "Control", "modulation" or "regulation" of the expression of the regulatory protein that affects expression of the signal protein and modulates ethylene sensitivity or ethylene production in the plant cells may be accomplished in several ways. In one embodiment of the method, modulation of the regulatory protein expression (including the quantitative magnitude of that expression) is controlled by the timing of application of the inducing composition to the plant. In another embodiment, the concentration of the inducing composition applied to the plant is used to control protein expression (including the quantitative magnitude of that expression) and thus ethylene sensitivity. In still a further embodiment, the modulation of the protein expression (including the quantitative magnitude of that expression) is controlled by the duration of the application of the inducing composition to the plant. Any one, two or all three of these parameters of application of the inducing composition may be varied during growth of the plant to obtain the desired result.

As one example of control through timing, the inducing composition may be applied at a selected time in the plant's growth cycle to modulate ethylene sensitivity, e.g., before or after one of the germination, fruit ripening, or flowering of the plant or in response to an environmental condition (e.g., before or after the plant is exposed to a stress factor, such as a pathogen or drought). In another embodiment, the inducing composition is applied at multiple times in the growth cycle of the plant. In still other embodiments, the application of the inducing composition is ceased at selected times in order to control ethylene sensitivity. The desired timing of application may be selected and varied depending upon the type of plant being treated, the potency of the inducing composition, and its possible cytotoxic effects on the plant.

As one example of control through inducing composition concentration, the inducing composition is applied to the plant in a selected concentration based upon identity of the inducing composition, the type of plant, the timing of the application (i.e., whether the plant is or has been exposed to ethylene at the time of application of the inducing composition), the size or age of the plant (e.g., seedling or mature plant), and the circumstances of application (e.g., in the field or in tissue cultures, pots or other laboratory or growing containers). In one embodiment, the inducing composition is applied at a concentration of at least 0.01  $\mu\text{M}$  per plant, e.g., in tissue culture. In another embodiment, the inducing composition is applied at a concentration of at least 0.1  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 1  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 10  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 20  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 50  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 100  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 200  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 500  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 700  $\mu\text{M}$  per plant. In another embodiment, the inducing composition is applied at a concentration of at least 1 mM per plant. In another embodiment, the inducing composition is applied at a concentration of at least 3 mM per plant. In another embodiment, the inducing composition is applied at a concentration of at least 5 mM per plant. In still other embodiments, the concentration is selected from among any fractional concentration between 0.01  $\mu\text{M}$  to at least 5 mM.

The third method of controlling modulation of the protein mediating ethylene sensitivity or ethylene production in the plant involves varying the duration of application of the inducing composition. For example, the duration of application of the inducing composition to the plant may range from an application time of at least 10 minutes for at least 2 weeks or more, depending upon the effect desired, the potency of the inducer and the likelihood of undesirable cytotoxic effects. If desired, the application of the inducing composition may be given over a period of several days. In some embodiments, the application of the inducing composition may be given over a period of several weeks. In one embodiment, the above-noted concentrations are generally applied to the plant(s) for at least 10 minutes. In another embodiment, the above-noted concentrations are applied to the plant(s) for at least 20 minutes to decrease accumulation of the signal protein when in the absence of ethylene. In another embodiment, when the plant cell is exposed to ethylene which normally increases expres-

sion of the signal protein, the inducing composition is applied for at least 30 minutes. In another embodiment, the inducing composition is applied for at least 1 hour. In another embodiment, the inducing composition is applied for at least 2 hours. In another embodiment, the inducing composition is applied for at least 5 hours. In another embodiment, the inducing composition is applied for at least 12 hours. In another embodiment, the inducing composition is applied for at least 1 day. In another embodiment, the inducing composition is applied for at least 2 days. In some embodiments, it may be necessary or desirable to apply the inducing composition for at least or up to 2 weeks. In one embodiment, the application timing and concentration are selected by the person of skill in the art to inhibit accumulation of the signal protein when the plant is in the absence of ethylene, e.g., before the plant undergoes stress or in the anticipation of stressful conditions for the plant. In another embodiment, the application timing and concentration are selected by the person of skill in the art to inhibit accumulation of the signal protein when the plant is in the presence of ethylene, e.g., while the plant is undergoing stress.

For example, one protocol involves applying greater than 10  $\mu\text{M}$  per plant for about 10 to 240 minutes to decrease or inhibit the accumulation of the signal protein when the plant is in the absence of ethylene. For example, one protocol involves applying greater than 50  $\mu\text{M}$  per plant for about 5 hours to 2 days to overcome the competing reaction of ethylene on expression and accumulation of the signal protein in the plant cell. For example, see Example 7 below, which demonstrates how the concentration of the inducer modulates the degree of ethylene sensitivity shown by the plant. In a manner similar to the control by timing of application, the concentration of the inducing composition may be used to respond to the changing requirements of the plant at different growth stages or in response to changing environmental conditions.

The composition and physical chemical properties of the various inducers detailed previously may affect the application time and concentration necessary to obtain the desired biological effect. Given the teachings provided herein, the concentration, timing and duration of application as well as the inducing composition itself can be selected by an experienced grower without undue experimentation.

In general, the time between ceasing application of inducer to reversal of the plants' response to the inducer is about 2 or more days depending upon the size of the plant, the method of application, and the amount of inducer applied.

The following examples detail how increasing the expression of ETP1, ETP2, and/or decreasing the expression of EIN2, in a plant makes the plant less sensitive to ethylene. However, one of skill in the art would readily appreciate that in a similar fashion, increasing the expression of other regulatory proteins, e.g., EBF1, EBF2, and/or decreasing the expression of another ethylene-induced signal protein, e.g., EIN3, in a plant makes the plant less sensitive to ethylene. The response of the plant cells to ethylene is reversed, in this case, increased, after a selected time by depriving the plant of the inducer. This allows the plants to continue to develop, mature and ripen normally once the induction is removed.

Application of the inducer to a plant stably transformed with the gene expression system described herein permits control of one or more characteristics of plant growth sensitive to ethylene, such as, for example, senescence, fruit ripening, germination, pathogen resistance, leaf abscission, flower abscission, bud abscission, boll abscission, fruit abscission and flowering, as well as the plant's response to

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stress, such as caused by conditions of drought, heat, population density and salinity, among others.

The methods described herein also can be employed more specifically as methods for increasing a plant's resistance and/or tolerance to disease by increasing the ethylene insensitivity of the plant. Alternatively, the method can be applied to delay ripening or flowering of a plant, tissue or organ, e.g., for purposes of storage or transportation, by increasing the ethylene insensitivity of the plant. In still another embodiment, the method of using the transformed plants described herein with the suitably timed application of the inducer composition enables the treatment of plants undergoing undesirable growing conditions, such as drought or excessive heat, by applying the inducing composition to decrease sensitivity to ethylene and allow the plant to more readily tolerate the environmental conditions. One of skill in the art of plant propagation and growth can readily select instances in which the transformed plants and the method of induction of expression of the nucleic acid sequences described above will provide benefits based on the teachings of this specification.

Therefore, timing, duration or concentration of application of the inducer may be altered during growth of the plant using the methods described herein to control the ethylene sensitivity and thus the growth characteristics of the plant with considerable precision.

## IV. THE EXAMPLES

The following examples demonstrate use of an above-described gene expression system, which comprises an activation cassette comprising, under control of a constitutive G10-90 promoter and in operative association therewith, (a) a GAL4 DBD that recognizes a response element comprising five copies of GAL4 response element; (b) an ecdysone receptor LBD comprising domains D, E and F; and (c) a VP16 AD which is activated in the presence of an inducing composition. The target cassette comprises an inducible promoter comprising, in operative association, the five copies of the GAL 4 response element located upstream of the minimal 35S promoter responsive to activation of the VP16 AD, the inducible promoter controlling expression of (e) a nucleic acid sequence that encodes an ETP1 protein. According to this embodiment, components of the activation cassette and the target cassette, when in the plant cell, modulate expression of the ETP1 protein and selectively decrease ethylene sensitivity in the plant cell. This protein expression is controlled by interaction with the inducing composition, which increases expression of the selected regulatory protein, which in turn decreases expression of EIN2, and decreases ethylene sensitivity in the plant cell. This modulation in protein expression is controlled by the timing, the concentration, and the duration of the application of the inducing composition.

More specifically, the exemplified gene expression system contains an activation cassette and target cassette present on a single plasmid, p201. This plasmid is schematically illustrated in FIG. 1. Still another exemplary plasmid p202 is illustrated in FIG. 2. The nucleic acid sequences of the gene expression cassette components of each plasmid of FIGS. 1-2 are further identified as SEQ ID NOs: 1 and 2, respectively. The nucleotide sequences of gene expression cassette components of other plasmids p1004 and p1005 discussed in the examples are disclosed in FIGS. 3A-3I and 4A-4I and in SEQ ID NOs: 3 and 4.

The following examples illustrate certain embodiments of the above-discussed compositions and methods. These examples do not limit the disclosure of the claims and specification.

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## Example 1

## Plasmids

The gene cassette components, which are individually cloned, include for the activation cassette:  
 the G10-90 constitutive promoter,  
 the VP16 activation domain,  
 the GAL4 DNA binding domain, and  
 an ecdysone receptor ligand binding domain associated with the NOS terminator sequence.

Similarly, the target cassette components are individually cloned, including

the inducible promoter which consists of five copies of the GAL4 response element and the minimal 35S promoter, and  
 the ETP1 gene (GENBANK Acc. No. NM 112874) or the ETP2 gene (GENBANK Acc. No. NM 112777) and  
 the 35S terminator sequence. All individual sequences are identified by nucleotide numbers in SEQ ID NO: 1 described below.

In assembling the activation cassettes, the following components are fused in two different orders to make two different activation cassettes:

VP16 AD to GAL4 LBD to EcR(DEF) of DBD (abbreviated "VGE") and

GAL4 LBD to VP16 AD to EcR(DEF) of DBD (abbreviated GVE).

It should be understood that while the plasmids below have specific choices for the above components, including the EcR LBD, the order of the components as VGE or GVE, the selection of the gene subject to the inducible promoter of the target cassette, and the plasmid backbone, all such components can be selected by one of skill in the art and the plasmids readily manipulated without undue experimentation. The following specific plasmids are exemplary only.

Thereafter, plasmid DNAs are made in pBlueScript II SK<sup>-</sup> backbone (Stratagene). The SK<sup>-</sup> multiple cloning sites region is replaced with a new multiple cloning site containing the recognition sites for 8 by cutting enzymes. Some of these enzymatic cleavage sites are identified in FIGS. 1, 2, 3A-3I and 4A-4I of exemplary plasmids.

Exemplary *E. coli* plasmids are prepared and sequenced to confirm the nucleotide sequence. Such plasmids contain unique enzymatic cleavage sites for addition/deletion/exchange of each component as illustrated in the FIGS. 1, 2, 3A-3I and 4A-4I. Thus, each entire construct can be transferred to any other vector of choice including a binary vector for plant transformation.

The constructs made in SK<sup>-</sup> minus plasmids are transferred to binary plasmid pBIN19 (American Type Culture Collection Accession No. 37327). Since pBIN19 already has neomycin plant selectable marker gene, LB, RB and nptII selectable markers, the figures and/or sequence listing does not indicate backbone sequences, but only shows the gene expression sequences of interest, i.e., the primary components of the gene expression system, e.g., the Ec receptor and inducible ETP1 or ETP2 are cloned between the left and right borders.

The following *Agrobacterium* binary plasmids are selected for use in the production of transgenic plants:

p201 [G10-90p-VGE-NosT-5xGAL-M35S-ETP1] is used to obtain transgenic plants containing the G10-90 promoter-driven VGE receptor and inducible ETP1. The expression cassette components of p201 are illustrated in SEQ ID NO: 1, namely the G10-90 constitutive promoter (nucleotide 1 to 243

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of SEQ ID NO: 1), the VP16 activation domain (nucleotide 249 to 529 of SEQ ID NO: 1), the GAL4 DNA binding domain (nucleotide 534 to 985 of SEQ ID NO: 1), and an ecdysone receptor ligand binding domain (nucleotide 990 to 1997 of SEQ ID NO: 1) associated with the NOS terminator sequence (nucleotide 2070 to 2364 of SEQ ID NO: 1), the inducible promoter which consists of five copies of the GAL4 response element (nucleotide 2391 to 2492 of SEQ ID NO: 1) and the minimal 35S promoter (nucleotide 2499 to 2554 of SEQ ID NO: 1), the ETP1 gene (nucleotide 2557 to 3804 of SEQ ID NO: 1) and the 35S terminator sequence (3828 to 4038 of SEQ ID NO: 1).

p202 [G10-90p-GVE-NosT-5xGAL-M35S-ETP2] is a plasmid used to obtain transgenic plants containing the G10-90 promoter-driven GVE receptor and inducible ETP2. See FIG. 2 and SEQ ID NO: 2. The expression cassette components of p202 are the G10-90 constitutive promoter (nucleotide 1 to 243 of SEQ ID NO: 2), the GAL4 DNA binding domain (nucleotide 276 to 716 of SEQ ID NO: 2), the VP16 activation domain (nucleotide 717-974 of SEQ ID NO: 2), and mutant the T52V mutant ecdysone receptor ligand binding domain described above (nucleotide 984 to 1991 of SEQ ID NO: 2) associated with the NOS terminator sequence (nucleotide 2064 to 2358 of SEQ ID NO: 2), the inducible promoter which consists of five copies of the GAL4 response element (nucleotide 2385 to 2486 of SEQ ID NO: 2), the minimal 35S promoter (nucleotide 2493 to 2548 of SEQ ID NO: 2), the ETP2 gene (nucleotide 2551 to 3717 of SEQ ID NO: 2) and the 35S terminator sequence (3741 to 3951 of SEQ ID NO: 2).

p1004 [G10-90p-VGE-NosT-5xGAL-M35S-ETP1 and MMVp-def-rbcS-E9t] and its components are illustrated in SEQ ID NO: 3, and a map and sequence of the components shown in FIGS. 3A-3I. These components are the G10-90 constitutive promoter (nucleotide 1 to 243 of SEQ ID NO: 3), the VP16 activation domain (nucleotide 249 to 529 of SEQ ID NO: 3), the GAL4 DNA binding domain (nucleotide 534 to 985 of SEQ ID NO: 3), and ecdysone receptor ligand binding domain (nucleotide 990 to 1997 of SEQ ID NO: 3) associated with the NOS terminator sequence (nucleotide 2070 to 2364 of SEQ ID NO: 3), the inducible promoter which consists of five copies of the GAL4 response element (nucleotide 2391 to 2492 of SEQ ID NO: 3) and the minimal 35S promoter (nucleotide 2499 to 2554 of SEQ ID NO: 3), the ETP1 gene (nucleotide 2557 to 3804 of SEQ ID NO: 3), the 35S terminator sequence (3828 to 4038 of SEQ ID NO: 3), the MMV promoter (nucleotide 6265 to 5629 of SEQ ID NO: 3), the P-DEF marker gene (nucleotide 5567-4746 of SEQ ID NO: 3) and the rbcS-E9 terminator (nucleotide 4719 to 4075 of SEQ ID NO: 3).

p1005 [G10-90p-GVE-NosT-5xGAL-M35S-ETP2 and MMVp-def-rbcS-E9t] and its components are illustrated in SEQ ID NO: 4, and a map and sequence of the components shown in FIGS. 4A-4I. These components are the G10-90 constitutive promoter (nucleotide 1 to 243 of SEQ ID NO: 4), the GAL4 DNA binding domain (nucleotide 276 to 716 of SEQ ID NO: 4), the VP16 activation domain (nucleotide 717 to 974 of SEQ ID NO: 4), and the ecdysone receptor ligand binding domain described above (nucleotide 984 to 1991 of SEQ ID NO: 4) associated with the NOS terminator sequence (nucleotide 2064 to 2358 of SEQ ID NO: 4), the inducible promoter which consists of five copies of the GAL4 response element (nucleotide 2385-2486 of SEQ ID NO: 4) and the minimal 35S promoter (nucleotide 2493 to 2548 of SEQ ID NO: 4), the ETP2 gene (nucleotide 2551 to 3717 of SEQ ID NO: 4), the 35S terminator sequence (3741 to 3951 of SEQ ID NO: 4), the MMV promoter (nucleotide 6178 to 5542 of SEQ

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ID NO: 4), the P-DEF marker gene (nucleotide 5483 to 4662 of SEQ ID NO: 4) and the rbcS-E9 terminator (nucleotide 4632 to 3988 of SEQ ID NO: 4).

## Example 2

Production of Transgenic *Arabidopsis* Plants

*Arabidopsis* plants are transformed with plasmids from Example 1 with *Agrobacterium* using the standard floral dip protocol. Seed is harvested and plated onto kanamycin containing media. Transformed plants are selected for ability to grow on kanamycin and screened by PCR to confirm presence of the ETP1 or ETP2 genes. Positive transformants are selfed to produce T1 seed. Seed is grown on kanamycin containing media to identify lines homozygous for the transgenes. Homozygous plants are used to test for induction of ethylene insensitivity.

## Example 3

Effect of Modulation of Ethylene Sensitivity on *Arabidopsis* Plant Growth

A triple response assay (Guzman and Ecker, 1990 cited above, modified as described below) is used to determine the modulation of ethylene sensitivity in the transformed *Arabidopsis* plants of Example 2. Wild-type, ein2-5 (an ethylene insensitive mutant control) and p1004 or p1005 *Arabidopsis* transformant seedlings are assayed. *Arabidopsis* seed is surface-sterilized and imbibed in 20  $\mu$ M inducer in the dark for 4 days at 4° C. The seed is plated on 0.5 $\times$  MS with 1% sucrose and 20  $\mu$ M inducer with and without 20  $\mu$ M ACC (the precursor of ethylene) and grown in the dark for 4-8 days at 21° C. In some experiments, 5  $\mu$ M AgNO<sub>3</sub> (an inhibitor of ethylene that induces ethylene insensitivity) is added to the media as a control. The response to ethylene is scored on the last day. The transgenic plants containing the activation and target cassettes for expression of ETP1 or ETP2 in the presence of inducer demonstrate ethylene insensitivity, based on increased shoot length and/or altered root growth compared to non-induced transgenic plants grown in the presence of the ethylene precursor, ACC. It is anticipated that the results of this example will demonstrate that the gene expression system and plants transformed therewith, when treated with the selected inducing compositions to which the gene expression systems respond, permit successful modulation of ethylene sensitivity. The transgenic plants containing the activation and target cassettes for expression of ETP1 or ETP2 in the presence of inducer are anticipated to demonstrate ethylene insensitivity, based on increased root length compared to non-induced transgenic plants under the same circumstances.

## Example 4

## Production of Transgenic Tomato Plants and Effect of Modulation of Ethylene Sensitivity of Plant Growth

Tomato cotyledon pieces are transformed using the plasmids from Example 1 by *Agrobacterium* using standard methods. Putative transformants are selected using either kanamycin or actinonin and confirmed by PCR analysis. Positive transformants are selfed twice to obtain lines homozygous for the transgenes. Homozygous plants are used to test for induction of ethylene sensitivity in a manner similar to that of Example 3.

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A triple response assay (Guzman and Ecker, 1990, cited above, modified as described below) is used to determine the modulation of ethylene sensitivity in the transformed tomato plants. Seed from homozygous independent p1004 or p1005 lines are germinated in the dark on 0.5x MS medium+1% sucrose containing 20  $\mu$ M ACC, the precursor to ethylene. Germination on ACC inhibits tomato seedling growth. Seed from the same lines also is germinated in the presence of 20  $\mu$ M ACC plus 20  $\mu$ M inducer. Seedlings are grown in the dark for 4-8 days at 21° C. The response to ethylene is scored on the last day.

The transgenic plants containing the activation and target cassettes for expression of ETP1 or ETP2 in the presence of inducer demonstrate ethylene insensitivity, based on increased shoot length and/or altered root growth, compared to non-induced transgenic plants grown in the presence of the ethylene precursor, ACC. This example further demonstrates that the gene expression system and plants transformed therewith, when treated with the selected inducing compositions to which the gene expression systems respond, permit successful modulation of ethylene sensitivity.

## Example 5

## Production of Transgenic Corn Plants and Effect of Modulation of Ethylene Sensitivity on Corn Plant Growth

Corn plants are transformed using the plasmids for Example 1 by microparticle bombardment. Putative transformants are selected using either actinonin or bialaphos and confirmed by PCR analysis. Positive transformants are backcrossed to inbred B73 to increase vigor. Transgenic corn plants produced as described above are tested for modulation of ethylene sensitivity. Modulation of ethylene sensitivity is determined at the molecular level by exposing plants to ACC, the precursor of ethylene, and measuring the change in induction of ethylene-induced genes. Stalk sheath tissue is excised from transgenic T0 corn plants grown in a green house and used in an in vitro bioassay. Excised tissue is treated with either water or 20  $\mu$ M inducer for 2 days to induce expression of ETP1 or ETP2. Following the 2 day induction period, the tissue is treated for one day with 0, 1 or 10  $\mu$ M ACC to produce ethylene and then harvested and used to prepare RNA.

Induction of an ethylene inducible gene (ACC oxidase) is measured using quantitative PCR on an Applied Biosystems 7900 HT Fast Real-Time PCR system (ABI), TaqMan Assay Kit (ABI) is used for reverse transcriptase (RT) and PCR using manufacturer recommended protocols. Corn 18s is used as an internal control to normalize expression for each sample.

Sequences for the primers and probes are as follows:

18s  
Forward Primer CGTCCCTGCCCTTTGTACAC SEQ ID NO: 9  
Reverse Primer ACACTTCACCGGACCATTCAA SEQ ID NO: 10  
Probe CCGCCCGTCGCTCCTACCG SEQ ID NO: 11  
ACC Oxidase (aco):  
Forward Primer GTTGTAGAAGGACGCGATGGA SEQ ID NO: 5  
Reverse Primer CAGGTACAAGAGCGTCATGCA SEQ ID NO: 6  
Probe TCCTGTTCGCCGTGGGCTGC SEQ ID NO: 7

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In order to determine gene expression, ACC oxidase expression in the 0  $\mu$ M inducer plus 0  $\mu$ M ACC control treatment is normalized for each respective corn line.

The transgenic plants containing the activation and target cassettes for expression of ETP1 or ETP2 in the presence of inducing compound demonstrate ethylene insensitivity, based on decreased expression of ACC oxidase. Using a similar approach, one of ordinary skill in the art also can measure a decrease in the induction of the ethylene inducible genes encoding either EIN2 or EIN3.

## Example 6

## Effect of ACC Concentration on Ethylene Insensitivity

Homozygous seed from one p1004 line or one p1005 line is germinated for 4 days and then grown on medium containing 20  $\mu$ M inducer and either 5  $\mu$ M AgNO<sub>3</sub> or various levels of the ethylene precursor, ACC (i.e., 1.0-20  $\mu$ M). Hypocotyl and root length are measured after 10 days growth in the dark. Because ethylene induces EIN2 while induction of ETP1 and ETP2 target the EIN2 protein for turnover, it is expected that there may be some decrease in the level of insensitivity achieved at higher ACC concentrations as seen by slightly less hypocotyl and root elongation. This example demonstrates that induction of ETP1 or ETP2 is able to induce ethylene insensitivity and the level of insensitivity of the plant can be modulated by the level of induction of ETP1 or ETP2.

## Example 7

## The Degree of Ethylene Insensitivity in Plants as a Function of Inducer Concentration

Homozygous seeds from one p1004 containing or one p1005 containing line are germinated on medium containing 20  $\mu$ M ACC and various levels of inducer (i.e., 0.5-20 Hypocotyl and root length are measured after 10 days growth in the dark. Because ethylene induces EIN2 while induction of ETP1 and ETP2 target the EIN2 protein for turnover, it is expected that there may be some decrease in the level of ethylene insensitivity achieved at lower concentrations of inducer as seen by slightly less hypocotyl and root elongation. This example demonstrates that induction of ETP1 or ETP2 is able to induce ethylene insensitivity and the level of insensitivity of the plant can be modulated by adjusting the level of induction of ETP1 or ETP2.

## Example 8

## Transient Induction of Ethylene Insensitivity in Plants

To demonstrate that induced ethylene insensitive plants return to ethylene sensitive when the inducer is no longer provided, homozygous seeds from one p1004 line or p1005 line are germinated on medium containing 20  $\mu$ M ACC and 10-20  $\mu$ M inducer for 2, 4, 6, 8 or 14 days. After 14 days growth in the dark, hypocotyls and roots are measured to assess ethylene insensitivity. In the presence of ACC, ethylene insensitive seedlings are expected to have longer hypocotyls and roots. In the absence of inducer, the seedlings are expected to become sensitive to ethylene and exhibit stunted growth in the dark. Thus, root and hypocotyl growth of the reversed seedlings should be intermediate between the sensitive and insensitive seedlings. When the induced seedlings are

removed from inducer, they are expected to return to a state of ethylene sensitivity when compared to the non-induced control seedlings. While the above examples show the use of the nucleotide sequences for ETP1 or ETP2, the specification clearly provides one of skill in the art with the ability to modulate expression of other regulatory genes, such as EBF1 and EBF2 in the same manner. The ethylene signal transduction pathway protein EIN3 is similarly induced by ethylene and targeted for turnover by EBF1 and EBF2. Thus, induction and modulation of EBF1 and EBF2 by use of methods and compositions described herein in a plant should result in a highly selective and temporary state of ethylene insensitivity that can be returned to ethylene sensitivity upon removal of the inducer.

Numerous modifications and variations of the embodiments illustrated above are included in this specification and are expected to be obvious to one of skill in the art. Such modifications and alterations to the compositions and processes described herein are believed to be encompassed in the scope of the claims appended hereto.

All documents, including patents, patent applications and publications, and non-patent publications listed or referred to above, as well as the attached figures and/or Sequence Listing, are incorporated herein by reference in their entireties to the extent they are not inconsistent with the explicit teachings of this specification. However, the citation of any reference herein should not be construed as an admission that such reference is available as "Prior Art" to the instant application.

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 SEQUENCE LISTING
 

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<210> SEQ ID NO 2
<211> LENGTH: 3951
<212> TYPE: DNA
<213> ORGANISM: Artificial
<220> FEATURE:
<223> OTHER INFORMATION: synthesized, based on Arabidopsis and
Choristoneura fumiferana

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<223> OTHER INFORMATION: synthesized, based on Arabidopsis and  
Choristoneura fumiferana

<400> SEQUENCE: 3

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&lt;213&gt; ORGANISM: Artificial

&lt;220&gt; FEATURE:

<223> OTHER INFORMATION: synthesized, based on Arabidopsis and  
Choristoneura fumiferana

&lt;400&gt; SEQUENCE: 4

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| acgtgcctct agaggatcca tctccactga cgtaagggat gacgcacaat cccactatcc | 180 |
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| cccccccgac  | cgatgtcagc  | ctgggggagc  | aactccactt  | agacggcgag | gacgtggcga  | 780  |
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What is claimed is:

1. A gene expression system for controllably inhibiting the accumulation in a plant cell of ethylene inducible proteins comprising:

an activation cassette comprising, under control of a constitutive G10-90 promoter and in operative association therewith, (a) a GAL 4 DNA-binding domain (DBD) that recognizes a response element comprising five copies of GAL4 response element; (b) an ecdysone receptor ligand binding domain (EcRLBD); and (c) a VP16 activation domain (AD) which is activated in the presence of an inducing composition; and

a target cassette comprising (d) an inducible promoter comprising, in operative association, the five copies of the GAL 4 response element to which the DBD of (a) binds and the minimal 35 S promoter responsive to activation of the VP16 AD, the inducible promoter controlling expression of (e) a nucleic acid sequence that encodes an ETP1 or ETP2 protein;

said activation cassette and the target cassette in operative association to enable interaction, when in a plant cell, with an inducing composition, to controllably increase expression of the ETP1 or ETP2 protein to inhibit the accumulation of the EIN2 gene product in the plant in the presence of ethylene, the inhibition of said accumu-

lation in EIN2 protein expression controllable by the timing, the concentration, and the duration of the application of the inducing composition.

2. The system according to claim 1, wherein the activation cassette and the target cassette are present on the same plasmid.

3. The system according to claim 1, wherein the activation cassette and the target cassette are present on separate plasmids.

4. The system according to claim 1, wherein the ecdysone receptor EcRLBD comprises all or a portion of an invertebrate ecdysone receptor or mutant thereof.

5. A composition comprising a transgenic plant cell, a transgenic plant tissue or organ, or a transgenic plant that stably expresses the gene expression system of claim 1.

6. A method for producing a transgenic plant comprising: (a) transforming at least one cell in the plant with the gene expression system of claim 1;

(b) generating a plant from the transformed plant cell; and

(c) selecting a plant comprising a transformed plant cell, which plant demonstrates ethylene insensitivity when the plant is contacted with an inducing composition in the presence of ethylene, the modulation controlled by the timing, the concentration, and the duration of the application of the inducing composition.

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7. A method for modulating ethylene sensitivity in a plant comprising:

applying an inducing composition to the cells of a transgenic plant, the plant comprising cells that stably express the gene expression system of claim 1, the timing, concentration or duration of said inducing composition allowing overexpression of the regulatory protein to decrease or inhibit the accumulation of an ethylene inducible signal protein in a plant cell in the presence of ethylene.

8. The method according to claim 7, wherein the inducing composition is a diacylhydrazine compound.

9. The method according to claim 7, wherein the ethylene sensitivity that is controlled is selected from the group consisting of senescence, fruit ripening, stress response, germination, pathogen resistance, leaf abscission, flower abscission, bud abscission, boll abscission, fruit abscission, flowering, and responses to drought, heat, population density and salinity.

10. A gene expression system for controllably inhibiting the accumulation in a plant cell of ethylene inducible proteins comprising:

an activation cassette comprising, under control of a constitutive promoter and in operative association therewith, (a) a GAL 4 DNA-binding domain (DBD) that recognizes a selected response element; (b) an ecdysone receptor ligand binding domain (EcRLBD); and (c) a VP16 activation domain (AD) which is activated in the presence of an inducing composition; and

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a target cassette comprising (d) an inducible promoter comprising, in operative association, a response element to which the DBD of (a) binds and a minimal promoter responsive to the AD of (c), the inducible promoter controlling expression of (e) a nucleic acid sequence that encodes an ETP1 regulatory protein that upon expression operates to decrease the expression of the EIN2 gene product;

said activation cassette and the target cassette in operative association to enable interaction, when in a plant cell, with an inducing composition, to controllably increase expression of the regulatory protein to inhibit the accumulation of the EIN2 gene product in the plant in the presence of ethylene, the inhibition of said accumulation in EIN2 protein expression controllable by the timing, the concentration, and the duration of the application of the inducing composition.

11. A method for modulating ethylene sensitivity in a plant comprising:

applying an inducing composition to the cells of a transgenic plant under stress, the plant comprising cells that stably express the gene expression system of claim 10, the timing, concentration or duration of said inducing composition allowing overexpression of the regulatory protein to decrease or inhibit the accumulation of an ethylene inducible signal protein in a plant cell in the presence of ethylene.

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